

AMENDED IN ASSEMBLY APRIL 16, 2009

**Senate Concurrent Resolution**

**No. 1**

**Introduced by Senator Oropeza**

December 1, 2008

Senate Concurrent Resolution No. 1—Relative to the adoption of the Joint Rules of the Senate and Assembly for the 2009–10 Regular Session.

LEGISLATIVE COUNSEL'S DIGEST

SCR 1, as amended, Oropeza. Joint Rules.

This measure adopts the Joint Rules of the Senate and Assembly for the 2009–10 Regular Session.

Fiscal committee: no.

1     *Resolved by the Senate of the State of California, the Assembly*  
2     *thereof concurring,* That the following rules be adopted as the  
3     Joint Rules of the Senate and Assembly for the 2009–10 Regular  
4     Session:

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7           JOINT RULES OF THE SENATE AND ASSEMBLY

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10                   Standing Committees

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13       1. Each house shall appoint standing committees as the business  
14       of the house may require, the committees, the number of members,

1 and the manner of selection to be determined by the rules of each  
2 house.

### 3 4 5 Joint Meeting of Committees 6 7

8 3. Whenever any bill has been referred by the Senate to one of  
9 its committees, and the same or a like bill has been referred by the  
10 Assembly to one of its committees, the chairmen or chairwomen  
11 of the respective committees, when in their judgment the interests  
12 of legislation or the expedition of business will be better served  
13 thereby, shall arrange for a joint meeting of their committees for  
14 the consideration of the bill.

### 15 16 17 Effect of Adoption of Joint Rules 18 19

20 3.5. The adoption of the Joint Rules for any extraordinary session  
21 may not be construed as modifying or rescinding the Joint Rules  
22 of the Senate and Assembly for any previous session, nor as  
23 affecting in any way the status or powers of the committees created  
24 by those rules.

### 25 26 27 Definition of Word “Bill” 28 29

30 4. Whenever the word “bill” is used in these rules, it includes  
31 any constitutional amendment, any resolution ratifying a proposed  
32 amendment to the United States Constitution, and any resolution  
33 calling for a constitutional convention.

### 34 35 36 Concurrent and Joint Resolutions 37 38

39 5. Concurrent resolutions relate to matters to be treated by both  
40 houses of the Legislature.

1 Joint resolutions relate to matters connected with the federal  
2 government.

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5 Resolutions Treated as Bills  
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8 6. Concurrent and joint resolutions, other than resolutions  
9 ratifying proposed amendments to the United States Constitution  
10 and resolutions calling for constitutional conventions, shall be  
11 treated in all respects as bills except as follows:

12 (a) They shall be given only one formal reading in each house.

13 (b) They may not be deemed bills within the meaning of  
14 subdivision (a) of Section 8 of Article IV of the California  
15 Constitution.

16 (c) They may not be deemed bills for the purposes of Rules 10.8,  
17 53, 55, 56, and 61, subdivisions (a) and (c) of Rule 54, and  
18 subdivisions (a) and (b) of Rule 62.

19 (d) They may not, except for those relating to voting procedures  
20 on the floor or in committee, be deemed bills for the purposes of  
21 subdivision (c) of Rule 62.

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24 **PREPARATION AND INTRODUCTION OF BILLS**  
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28 Title of Bill  
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31 7. The title of every bill introduced shall convey an accurate idea  
32 of the contents of the bill and shall indicate the scope of the act  
33 and the object to be accomplished. In amending a code section,  
34 the mere reference to the section by number is not deemed  
35 sufficient.

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38 Division of Bill Into Sections  
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1 8. A bill amending more than one section of an existing law shall  
2 contain a separate section for each section amended.

3 Bills that are not amendatory of existing laws shall be divided  
4 into short sections, where this can be done without destroying the  
5 sense of any particular section, to the end that future amendments  
6 may be made without the necessity of setting forth and repeating  
7 sections of unnecessary length.

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10 Digest of Bills Introduced  
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13 8.5. A bill may not be introduced unless it is contained in a cover  
14 attached by the Legislative Counsel and it is accompanied by a  
15 digest, prepared and attached to the bill by the Legislative Counsel,  
16 showing the changes in the existing law that are proposed by the  
17 bill. A bill may not be printed where the body of the bill or the  
18 Legislative Counsel's Digest has been altered, unless the alteration  
19 has been approved by the Legislative Counsel. If any bill is  
20 presented to the Secretary of the Senate or Chief Clerk of the  
21 Assembly for introduction, that does not comply with the foregoing  
22 requirements of this rule, the Secretary or Chief Clerk shall return  
23 it to the member who presented it. The digest shall be printed on  
24 the bill as introduced, commencing on the first page thereof.

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27 Digest of Bills Amended  
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30 8.6. Whenever a bill is amended in either house, the Secretary  
31 of the Senate or the Chief Clerk of the Assembly, as the case may  
32 be, shall request the Legislative Counsel to prepare an amended  
33 digest and cause it to be printed on the first page of the bill as  
34 amended. The digest shall be amended to show changes in the  
35 existing law that are proposed by the bill as amended, with any  
36 material changes in the digest indicated by the use of appropriate  
37 type.

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40 Errors in Digest

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3 8.7. If a material error in a printed digest referred to in Rule 8.5  
4 or 8.6 is brought to the attention of the Legislative Counsel, he or  
5 she shall prepare a corrected digest that shows the changes made  
6 in the digest as provided in Rule 10 for amendments to bills. He  
7 or she shall deliver the corrected digest to the Secretary of the  
8 Senate or the Chief Clerk of the Assembly, as the case may be. If  
9 the correction so warrants in the opinion of the President pro  
10 Tempore of the Senate or the Speaker of the Assembly, a corrected  
11 print of the bill as introduced shall be ordered with the corrected  
12 digest printed thereon.

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15 Bills Amending Title 9 of the Government Code  
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18 8.8. A member who is the first-named author of a bill, that would  
19 amend, add, or repeal any provision of Title 9 (commencing with  
20 Section 81000) of the Government Code, upon introduction or  
21 amendment of the bill in either house shall notify the Chief Clerk  
22 of the Assembly or the Secretary of the Senate, as the case may  
23 be, of the nature of the bill. Thereafter, the Chief Clerk of the  
24 Assembly or the Secretary of the Senate shall deliver a copy of  
25 the bill as introduced or amended to the Fair Political Practices  
26 Commission pursuant to Section 81012 of the Government Code.  
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28  
29 Bills Amending the California Stem Cell Research and Cures  
30 Act  
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33 8.9. A member who is the first-named author of a bill, that would  
34 amend, add, or repeal any statutory provision of the California  
35 Stem Cell Research and Cures Act, other than the bond provisions  
36 thereof, upon introduction or amendment of the bill in either house  
37 shall notify the Chief Clerk of the Assembly or the Secretary of  
38 the Senate, as the case may be, of the nature of the bill. At least  
39 14 days prior to passage in the Assembly or Senate, respectively,  
40 the Chief Clerk of the Assembly or the Secretary of the Senate

1 shall make copies of the bill as introduced or amended available  
2 in the Bill Room for access by the public and news media.

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5 Restrictions as to Amendments  
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8 9. A substitute or amendment must relate to the same subject as  
9 the original bill, constitutional amendment, or resolution under  
10 consideration. An amendment is not in order when all that would  
11 be done to the bill is the addition of a coauthor or coauthors, unless  
12 the Committee on Rules of the house in which the amendment is  
13 to be offered grants prior approval.  
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16 Changes in Existing Law to Be Marked by Author  
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19 10. In a bill amending or repealing a code section or a general  
20 law, any new matter shall be underlined, and any matter to be  
21 omitted shall be in type bearing a horizontal line through the center  
22 and commonly known as “strikeout” type. When printed the new  
23 matter shall be printed in italics, and the matter to be omitted shall  
24 be printed in “strikeout” type.

25 In an amendment to a bill that sets out for the first time a section  
26 being amended or repealed, any new matter to be added and any  
27 matter to be omitted shall be indicated by the author and shall be  
28 printed in the same manner as though the section as amended or  
29 repealed was a part of the original bill and was being printed for  
30 the first time.

31 When an entire code is repealed as part of a codification or  
32 recodification, or when an entire title, part, division, chapter, or  
33 article of a code is repealed, the sections comprising the code, title,  
34 part, division, chapter, or article shall not be set forth in the bill or  
35 amendment in strikeout type.  
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37  
38 Rereferral to Fiscal and Rules Committees  
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1 10.5. A bill shall be rereferred to the fiscal committee of each  
2 house when it would do any of the following:

3 (1) Appropriate money.  
4 ~~(2) Result in substantial expenditure of state money by: (a)~~  
5 ~~imposing new responsibilities on the state, (b) imposing new or~~  
6 ~~additional duties on a state agency, or (c) liberalizing any state~~  
7 ~~program, function, or responsibility.~~

8 (2) *Result in a substantial expenditure of state money.*

9 (3) Result in a substantial loss of revenue to the state.

10 (4) Result in substantial reduction of expenditures of state money  
11 by reducing, transferring, or eliminating any existing  
12 responsibilities of any state agency, program, or function.

13 Concurrent and joint resolutions shall be rereferred to the fiscal  
14 committee of each house when they contemplate any action that  
15 would involve any of the following:

16 (1) Any substantial expenditure of state money.

17 (2) Any substantial loss of revenue to the state.

18 The above requirements do not apply to bills or concurrent  
19 resolutions that contemplate the expenditure or allocation of  
20 operating funds.

21 A bill that assigns, requests, or requires a study, or is amended  
22 to assign, request, or require a study, shall be rereferred to the  
23 respective Committees on Rules.

24 This rule may be suspended in either house as to any particular  
25 bill by approval of the Committee on Rules of the house and  
26 two-thirds vote of the membership of the house.

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29 Short Title

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32 10.6. A bill may not add a short title that names a current or  
33 former Member of the Legislature.

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36 Heading of Bills

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39 10.7. A bill or resolution may be authored only by a member or  
40 committee of the house of origin. Members or committees that are

1 not of the house of origin may be “principal coauthors” or  
2 “coauthors.” A bill may not indicate in its heading or elsewhere  
3 that it was introduced at the request of a state agency or officer or  
4 any other person. A bill may not contain the words “By request”  
5 or words of similar import.

#### 6 7 8 Consideration of Bills 9

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11 10.8. The limitation contained in subdivision (a) of Section 8 of  
12 Article IV of the Constitution may be dispensed with as follows:

13 (a) A written request for dispensation entitled “Request to  
14 Consider and Act on Bill Within 30 Calendar Days” shall be filed  
15 with the Chief Clerk of the Assembly or the Secretary of the  
16 Senate, as the case may be, and transmitted to the Committee on  
17 Rules of the appropriate house.

18 (b) The Committee on Rules of the Assembly or Senate, as the  
19 case may be, shall determine whether there exists an urgent need  
20 for dispensing with the 30-calendar-day waiting period following  
21 the bill’s introduction.

22 (c) If the Committee on Rules recommends that the waiting  
23 period be dispensed with, the member may offer a resolution,  
24 without further reference thereof to committee, authorizing hearing  
25 and action upon the bill before the 30 calendar days have elapsed.  
26 The adoption of the resolution requires an affirmative recorded  
27 vote of three-fourths of the elected members of the house in which  
28 the resolution is presented.

#### 29 30 31 Printing of Amendments 32 33

34 11. (a) Any bill amended by either house shall be immediately  
35 reprinted. Except as otherwise provided in subdivision (b), if new  
36 matter is added by the amendment, the new matter shall be printed  
37 in italics in the printed bill; if matter is omitted, the matter to be  
38 omitted shall be printed in strikeout type. When a bill is amended  
39 in either house, the first or previous markings shall be omitted.



1 (b) If amendments to a bill, including the report of a committee  
2 on conference, are adopted that omit the entire contents of the bill,  
3 the matter omitted need not be reprinted in the amended version  
4 of the bill. Instead, the Secretary of the Senate or the Chief Clerk  
5 of the Assembly, as the case may be, may select the amended bill  
6 and cause to be printed a brief statement to appear after the last  
7 line of the amended bill identifying which previously printed  
8 version of the bill contains the complete text of the omitted matter.

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11 Manner of Printing Bills  
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14 12. The State Printer shall observe the directions of the Joint  
15 Rules Committee in printing all bills, constitutional amendments,  
16 and concurrent and joint resolutions.  
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19 Distribution of Legislative Publications  
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22 13. The Secretary of the Senate and the Chief Clerk of the  
23 Assembly shall order a sufficient number of bills and legislative  
24 publications as may be necessary for legislative requirements.

25 A complete list of bills may not be delivered except upon  
26 payment therefor of the amount fixed by the Joint Rules Committee  
27 for any regular or extraordinary session. No more than one copy  
28 of any bill or other legislative publication, nor more than a total  
29 of 100 bills or other legislative publications during a session, may  
30 be distributed free to any person, office, or organization. The  
31 limitations imposed by this paragraph do not apply to Members  
32 of the Legislature, the Secretary of the Senate, or the Chief Clerk  
33 of the Assembly for the proper functioning of their respective  
34 houses; the Legislative Counsel Bureau; the Attorney General's  
35 office; the Secretary of State's office; the Controller's office; the  
36 State Treasurer's office; the Insurance Commissioner's office; the  
37 Superintendent of Public Instruction; the State Board of  
38 Equalization; the Governor's office; the Lieutenant Governor's  
39 office; the Clerk of the Supreme Court; the clerk of the court of  
40 appeal for each district; the Judicial Council; the California Law

1 Revision Commission; the State Library; the Library of Congress;  
2 the libraries of the University of California at Berkeley and at Los  
3 Angeles; or accredited members of the press. The State Printer  
4 shall fix the cost of the bills and publications, including postage,  
5 and moneys as may be received by him or her shall, after deducting  
6 the cost of handling and mailing, be remitted on the first day of  
7 each month, one-half each to the Secretary of the Senate and the  
8 Chief Clerk of the Assembly for credit to legislative printing.  
9 Legislative publications heretofore distributed through the Bureau  
10 of Documents shall be distributed through the Bill Room. Unless  
11 otherwise provided for, the total number of each bill to be printed  
12 may not exceed 2,500.

#### 13 14 15 Legislative Index

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18 13.1. The Legislative Counsel shall provide for the periodic  
19 publication of a cumulative Legislative Index, which shall include  
20 tables of sections affected by pending legislation. The State Printer  
21 shall print the Legislative Index in the quantities, and at the times,  
22 determined by the Secretary of the Senate and the Chief Clerk of  
23 the Assembly. The costs of that printing shall be paid from the  
24 legislative printing appropriation.

#### 25 26 27 Summary Digest

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30 13.3. The Legislative Counsel shall compile and prepare for  
31 publication a summary digest of legislation passed at each regular  
32 and extraordinary session, which digest shall be prepared in a form  
33 suitable for inclusion in the publication of statutes. The digest shall  
34 be printed as a separate legislative publication on the order of the  
35 Joint Rules Committee, and may be made available to the public  
36 in the quantities, and at the prices, determined by the Joint Rules  
37 Committee.

#### 38 39 40 Statutory Record

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3 13.5. The Legislative Counsel shall prepare for publication from  
4 time to time a cumulative statutory record. The statutory record  
5 shall be printed as a legislative publication on the order of the  
6 Secretary of the Senate or the Chief Clerk of the Assembly.  
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9 **OTHER LEGISLATIVE PRINTING**  
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13 **Printing of the Daily Journal**  
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16 14. The State Printer shall print, in the quantities directed by the  
17 Secretary of the Senate and the Chief Clerk of the Assembly, copies  
18 of the Daily Journal of each day's proceedings of each house. At  
19 the end of the session he or she shall also print, as directed by the  
20 Secretary of the Senate and the Chief Clerk of the Assembly, a  
21 sufficient number of copies properly paged after being corrected  
22 and indexed by the Secretary of the Senate and the Chief Clerk of  
23 the Assembly, to bind in book form as the Daily Journal of the  
24 respective houses of the Legislature.  
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27 **What Shall Be Printed in the Daily Journal**  
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30 15. The following shall be printed in the Daily Journal of each  
31 house:

32 (a) Messages from the Governor and messages from the other  
33 house, and the titles of all bills, joint and concurrent resolutions,  
34 and constitutional amendments when introduced in, offered to, or  
35 acted upon by, the house.

36 (b) Every vote taken in the house, and a statement of the contents  
37 of each petition, memorial, or paper presented to the house.

38 (c) A true and accurate account of the proceedings of the house,  
39 when not acting as a Committee of the Whole.  
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2                               Printing of the Daily File  
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5       16. A Daily File of bills ready for consideration shall be printed  
6 each day for each house when the Legislature is not in joint recess,  
7 except days when a house does not meet.  
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10                            Printing of History  
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13       17. Each house shall cause to be printed, once each week, a  
14 complete Weekly History of all bills, constitutional amendments,  
15 and concurrent, joint, and house resolutions originating in,  
16 considered by, or acted upon by, the respective houses and  
17 committees thereof. A regular form shall be prescribed by the  
18 Secretary of the Senate and the Chief Clerk of the Assembly. The  
19 Weekly History shall show the action taken upon each measure  
20 up to and including the legislative day preceding its issuance.  
21 Except for periods when the houses are in joint recess, for each  
22 day intervening there shall be printed a Daily History showing the  
23 consideration given to or action taken upon any measure since the  
24 issuance of the complete Weekly History.  
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27                            Authority for Printing Orders  
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30       18. The State Printer may not print for use of either house, nor  
31 charge to legislative printing, any matter other than provided by  
32 law or by the rules, except upon a written order signed by the  
33 Secretary of the Senate, on behalf of the Senate, or the Chief Clerk  
34 of the Assembly or other person authorized by the Assembly, on  
35 behalf of the Assembly. Persons authorized to order printing under  
36 this rule may, when necessity requires it, order certain matter  
37 printed in advance of the regular order, by the issuance of a rush  
38 order.

39       The Secretary of the Senate, on behalf of the Senate, and the  
40 Chief Clerk of the Assembly or other person authorized by the

1 Assembly, on behalf of the Assembly, are hereby authorized and  
2 directed to order and distribute for the members stationery and  
3 legislative publications for which there is a demand, and, subject  
4 to the rules of their respective houses, to approve the bills covering  
5 those orders. All bills for printing must be presented by the State  
6 Printer within 30 days after the completion of the printing.

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9 **RECORD OF BILLS**

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13 **Secretary and Chief Clerk to Keep Records**

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16 19. The Secretary of the Senate and the Chief Clerk of the  
17 Assembly shall keep a complete and accurate record of every action  
18 taken by the Senate and Assembly on every bill.

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21 **Secretary and Chief Clerk Shall Endorse Bills**

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24 20. The Secretary of the Senate and the Chief Clerk of the  
25 Assembly shall endorse on every original or engrossed bill a  
26 statement of any action taken by the Senate or Assembly  
27 concerning the bill.

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30 **ACTION IN ONE HOUSE ON BILL TRANSMITTED**  
31 **FROM THE OTHER**

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35 **After a Bill Has Been Passed by the Senate or Assembly**

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38 21. When a bill has been passed by either house it shall be  
39 transmitted promptly to the other, unless a motion to reconsider

1 or a notice of motion to reconsider has been made or it is held  
2 pursuant to some rule or order of the house.

3 The procedure of referring bills to committees shall be  
4 determined by the respective houses.

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7 Messages to Be in Writing Under Proper Signatures  
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10 22. Notice of the action of either house to the other shall be in  
11 writing and under the signature of the Secretary of the Senate or  
12 the Chief Clerk of the Assembly, as the case may be. A receipt  
13 shall be taken from the officer to whom the message is delivered.  
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16 Consent Calendar: Uncontested Bills  
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19 22.1. Each standing committee may report an uncontested bill  
20 out of committee with the recommendation that it be placed on  
21 the Consent Calendar. The Secretary of the Senate and the Chief  
22 Clerk of the Assembly shall provide to each committee chairman  
23 or chairwoman appropriate forms for that report. As used in this  
24 rule, “uncontested bill” means a bill that (a) receives a do-pass or  
25 do-pass-as-amended recommendation from the committee to which  
26 it is referred, by unanimous vote of the members present provided  
27 a quorum is present, (b) has no opposition expressed by any person  
28 present at the committee meeting with respect to the final version  
29 of the bill as approved by the committee, and (c) prior to final  
30 action by the committee, has been requested by the author to be  
31 placed on the Consent Calendar.  
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33  
34 Consent Calendar  
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37 22.2. Following its second reading and the adoption of any  
38 committee amendments thereto, any bill certified by the committee  
39 chairman or chairwoman as an uncontested bill shall be placed by  
40 the Secretary of the Senate or the Chief Clerk of the Assembly on

1 the Consent Calendar, and shall be known as a “Consent Calendar  
2 bill.” Any Consent Calendar bill that is amended from the floor  
3 shall cease to be a Consent Calendar bill and shall be returned to  
4 the Third Reading File. Upon objection of any member to the  
5 placement or retention of any bill on the Consent Calendar, the  
6 bill shall cease to be a Consent Calendar bill and shall be returned  
7 to the Third Reading File. No Consent Calendar bill may be  
8 considered for adoption until the second legislative day following  
9 the day of its placement on the Consent Calendar.

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12 **Consideration of Bills on Consent Calendar**  
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15 22.3. A bill on the Consent Calendar is not debatable, except  
16 that the President of the Senate or the Speaker of the Assembly  
17 shall allow a reasonable time for questions from the floor and shall  
18 permit a proponent of the bill to answer the questions. Immediately  
19 prior to voting on the first bill on the Consent Calendar, the  
20 President of the Senate or the Speaker of the Assembly shall call  
21 to the attention of the members the fact that the next rollcall will  
22 be the rollcall on the first bill on the Consent Calendar.

23 The Consent Calendar shall be considered as the last order of  
24 business on the Daily File.  
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27 **PASSAGE AND ENROLLING OF BILL**  
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31 **Procedure on Defeat of More Than Majority Bill**  
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34 23.5. Whenever a bill containing a section or sections requiring  
35 for passage an affirmative recorded vote of more than 21 votes in  
36 the Senate and more than 41 votes in the Assembly is being  
37 considered for passage, and the urgency clause, if the bill is an  
38 urgency bill, or the bill, in any case, fails to receive the necessary  
39 votes to make all sections effective, further action may not be taken  
40 on the bill, except that an amendment to remove all sections

1 requiring the higher vote for passage from the bill shall be in order  
2 prior to consideration of further business. If the amendment is  
3 adopted, the bill shall be reprinted to reflect the amendment. When  
4 the bill is reprinted, it shall be returned to the same place on the  
5 file that it occupied when it failed to receive the necessary votes.

#### 6 7 8 Enrollment of Bill After Passage 9

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11 24. After a bill has passed both houses it shall be printed in  
12 enrolled form, omitting symbols indicating amendments, and shall  
13 be compared by the Engrossing and Enrolling Clerk and the proper  
14 committee of the house where it originated to determine that it is  
15 in the form approved by the houses. The enrolled bill shall  
16 thereupon be signed by the Secretary of the Senate and Chief Clerk  
17 of the Assembly and, except as otherwise provided by these rules,  
18 presented without delay to the Governor. The committee shall  
19 report the time of presentation of the bill to the Governor to the  
20 house and the record shall be entered in the Daily Journal. After  
21 enrollment and signature by the officers of the Legislature,  
22 constitutional amendments, and concurrent and joint resolutions,  
23 shall be filed without delay in the office of the Secretary of State  
24 and the time of filing shall be reported to the house and the record  
25 entered in the Daily Journal.

### 26 27 28 AMENDMENTS AND CONFERENCES 29

#### 30 31 32 Amendments to Amended Bills Must Be Attached 33

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35 25. Whenever a bill or resolution that has been passed in one  
36 house is amended in the other, it shall immediately be reprinted  
37 as amended by the house making the amendment or amendments.  
38 One copy of the amendment or amendments shall be attached to  
39 the bill or resolution so amended, and endorsed “adopted”; the  
40 amendment or amendments, if concurred in by the house in which



1 the bill or resolution originated, shall be endorsed “concurrent in”;  
2 and the endorsement shall be signed by the Secretary or Assistant  
3 Secretary of the Senate, or the Chief Clerk or Assistant Clerk of  
4 the Assembly, as the case may be. However, an amendment to the  
5 title of a bill adopted after the passage of the bill does not  
6 necessitate reprinting, but the amendment must be concurred in  
7 by the house in which the bill originated.

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10 Amendments to Concurrent and Joint Resolutions  
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13 25.5. When a concurrent or joint resolution is amended, and the  
14 only effect of the amendments is to add coauthors, the joint or  
15 concurrent resolution may not be reprinted unless specifically  
16 requested by one of the added coauthors, but a list of the coauthors  
17 shall appear in the Daily Journal and History.  
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19  
20 To Concur or Refuse to Concur in Amendments  
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23 26. If the Senate amends and passes an Assembly bill, or the  
24 Assembly amends and passes a Senate bill, the Senate (if it is a  
25 Senate bill) or the Assembly (if it is an Assembly bill) must either  
26 “concur” or “refuse to concur” in the amendments. If the Senate  
27 concurs (if it is a Senate bill), or the Assembly concurs (if it is an  
28 Assembly bill), the Secretary of the Senate or Chief Clerk of the  
29 Assembly shall so notify the house making the amendments, and  
30 the bill shall be ordered to enrollment.  
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32  
33 Reference to Committee  
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36 26.5. Pursuant to Rule 26, whenever a bill is returned to its house  
37 of origin for a vote on concurrence in an amendment made in the  
38 other house, the Legislative Counsel shall promptly prepare and  
39 transmit to the Chief Clerk of the Assembly and the Speaker of  
40 the Assembly in the case of an Assembly bill, or to the Secretary

1 of the Senate and Chair of the Senate Committee on Rules in the  
2 case of a Senate bill, a brief digest summarizing the effect of the  
3 amendment made in the other house. The Secretary or Chief Clerk  
4 shall, upon receipt from the Legislative Counsel, cause the digest  
5 to be printed in the Daily File immediately following any reference  
6 to the bill covered by the digest. A motion to concur or refuse to  
7 concur in the amendment is not in order until the Legislative  
8 Counsel's Digest has appeared in the Daily File or an analysis of  
9 the bill has been prepared and distributed pursuant to Senate Rule  
10 29.8 or Assembly Rule 77.

11 If the digest discloses that the amendment of the other house has  
12 made a substantial substantive change in the bill as first passed by  
13 the house of origin, the bill, if it is a Senate bill, shall, on motion  
14 of the Chair of the Senate Committee on Rules, be referred to the  
15 Senate Committee on Rules for reference to an appropriate standing  
16 committee. If the bill is an Assembly bill it shall be referred by  
17 the Speaker to the appropriate committee.

18 Upon receipt of the bill, the committee may, by a vote of a  
19 majority of its membership, recommend concurrence or  
20 nonconcurrence in the amendment or hold the bill in committee.  
21 The committee shall be subject to all the requirements for  
22 procedure provided under Rule 62 for committees, other than  
23 committees of first referral, and shall be subject to other  
24 requirements for normal committee procedure as the Assembly or  
25 Senate may separately provide in the standing rules of their  
26 respective houses.

27 Any of the provisions of this rule may be dispensed with regard  
28 to a particular bill in its house of origin upon an affirmative vote  
29 of a majority of the members of that house.  
30

### 31 32 Concurring in Amendments Adding Urgency Section 33 34

35 27. When a bill that has been passed in one house is amended  
36 in the other by the addition of a section providing that the act shall  
37 take effect immediately as an urgency statute, and is returned to  
38 the house in which it originated for concurrence in the amendment  
39 or amendments thereto, the procedure and vote thereon shall be  
40 as follows:

1 The presiding officer shall first direct that the urgency section  
2 be read and put to a vote. If two-thirds of the membership of the  
3 house vote in the affirmative, the presiding officer shall then direct  
4 that the question of whether the house shall concur in the  
5 amendment or amendments shall be put to a vote. If two-thirds of  
6 the membership of the house vote in the affirmative, concurrence  
7 in the amendments shall be effective.

8 If the affirmative vote on either of the questions is less than  
9 two-thirds of the membership of the house, the effect is a refusal  
10 to concur in the amendment or amendments, and the procedure  
11 thereupon shall be as provided in Rule 28.  
12  
13

#### 14 When Senate or Assembly Refuses to Concur 15 16

17 28. If the Senate (if it is a Senate bill) or the Assembly (if it is  
18 an Assembly bill) refuses to concur in amendments to the bill made  
19 by the other house, and the other house has been notified of the  
20 refusal to concur, a conference committee shall be appointed for  
21 each house in the manner prescribed by these rules. The Senate  
22 Committee on Rules, on behalf of the Senate, and the Speaker of  
23 the Assembly, on behalf of the Assembly, shall each appoint a  
24 committee of three on conference, and the Secretary of the Senate  
25 or the Chief Clerk of the Assembly shall immediately notify the  
26 other house of the action taken.  
27  
28

#### 29 Committee on Conference 30 31

32 28.1. (a) The Senate Committee on Rules and the Speaker of the  
33 Assembly, in appointing a committee on conference, shall each  
34 select two members from those voting with the majority on the  
35 point about which the difference has arisen, and the other member  
36 from the minority, in the event there is a minority vote.

37 Whether a member has voted with the majority or minority on  
38 the point about which the difference has arisen is determined by  
39 his or her vote on the appropriate rollcall, as follows:

40 (1) In the Assembly—

1 (A) The rollcall on the question of final passage of a Senate bill  
2 amended in the Assembly when the Senate has refused to concur  
3 with the Assembly amendments.

4 (B) The rollcall on the question of concurrence with Senate  
5 amendments to an Assembly bill.

6 (2) In the Senate—

7 (A) The rollcall on the question of final passage of an Assembly  
8 bill amended in the Senate when the Assembly has refused to  
9 concur with the Senate amendments.

10 (B) The rollcall on the question of concurrence with Assembly  
11 amendments to a Senate bill.

12 (b) Either house may suspend this rule by a two-thirds vote of  
13 the membership of the house.

14  
15  
16 Meetings and Reports of Committees on Conference  
17  
18

19 29. The first Senator named on the conference committee shall  
20 act as chairman or chairwoman of the committee from the Senate,  
21 and the first Member of the Assembly named on the committee  
22 shall act as chairman or chairwoman of the committee from the  
23 Assembly. The chairman or chairwoman of the committee on  
24 conference for the house of origin of the bill shall arrange the time  
25 and place of meeting of the conference committee, and shall  
26 prepare or direct the preparation of reports. It shall require an  
27 affirmative vote of not less than two of the Assembly Members  
28 and two of the Senate Members constituting the committee on  
29 conference to agree upon a report, and the report shall be submitted  
30 to both the Senate and the Assembly. The committee on conference  
31 shall report to both the Senate and the Assembly. The report is not  
32 subject to amendment. If either house refuses to adopt the report,  
33 the conferees shall be discharged and other conferees appointed,  
34 except that no more than three different conference committees  
35 may be appointed on any one bill. A member who has served on  
36 a committee on conference may not be appointed a member of  
37 another committee on conference on the same bill. It shall require  
38 the same affirmative recorded vote to adopt any conference report  
39 as required by the California Constitution upon the final passage  
40 of the bill affected by the report. It shall require an affirmative

1 recorded vote of two-thirds of the entire elected membership of  
2 each house to adopt any conference report affecting any bill that  
3 contains an item or items of appropriation that are subject to  
4 subdivision (d) of Section 12 of Article IV of the California  
5 Constitution. The report of a conference committee shall be in  
6 writing, and shall have affixed thereto the signatures of each  
7 Senator and each Member of the Assembly consenting to the report.  
8 Space shall also be provided where a member of a conference  
9 committee may indicate his or her dissent in the committee's  
10 findings. Any dissenting member may have attached to a  
11 conference committee report a dissenting report which shall not  
12 exceed, in length, the majority committee report. A copy of any  
13 amendments proposed in the majority report shall be placed on  
14 the desk of each member of the house before it is acted upon by  
15 the house.

16 The vote on concurrence or upon the adoption of the conference  
17 report shall be deemed the vote upon final passage of the bill.  
18  
19

#### 20 Conference Committees

21  
22

23 29.5. (a) All meetings of any conference committee on the  
24 Budget Bill shall be open and readily accessible to the public.

25 A conference committee on any bill may not meet, consider, or  
26 act on the subject matter of the bill except in a meeting that is open  
27 and readily accessible to the public, unless the action is on a report  
28 determined by the Legislative Counsel to be nonsubstantive. The  
29 Legislative Counsel shall examine each proposed report and shall  
30 note upon the face of the report that the amendments proposed are  
31 "substantive" or "nonsubstantive" as the case may be.

32 The chairman or chairwoman of the conference committee of  
33 each house shall give notice to the File Clerk of their respective  
34 houses of the time and place of the meeting. Notice of each public  
35 meeting shall be published in the Daily File of each house one  
36 calendar day prior to the meeting, except that the notice is not  
37 required for a meeting of a conference committee on the Budget  
38 Bill. When this subdivision is waived with respect to a meeting of  
39 any public conference committee, or when there is a meeting of a  
40 conference committee on the Budget Bill, every effort shall be

1 made to inform the public that a meeting has been called. When  
2 this subdivision has been waived with respect to the meeting of  
3 any public conference committee, the chairman or chairwoman of  
4 the conference committee of each house shall immediately notify  
5 the chairman or chairwoman of the policy committee of their  
6 respective houses that considered the bill in question of the waiver,  
7 and of the time and place of the meeting.

8 (b) The first committee on conference of the Budget Bill, if a  
9 committee is appointed, shall submit its report to each house no  
10 later than 15 days after the Budget Bill has been passed by both  
11 houses. If the report is not submitted by that date, the conference  
12 committee shall be deemed to have reached no agreement and shall  
13 so inform each house pursuant to Rule 30.7.

14 (c) A committee on conference of the Budget Bill may consider  
15 only differences between the Assembly version of the Budget Bill  
16 as passed by the Assembly and the Senate version of the Budget  
17 Bill as passed by the Senate, and may not approve any item of  
18 expenditure or control that exceeds that contained in one of the  
19 two versions before the conference committee.

20 (d) A conference committee on any bill, other than the Budget  
21 Bill, may not approve any substantial financial provision in any  
22 bill if the financial provision has not been heard by the fiscal  
23 committee of each house, nor may any conference committee  
24 approve substantial policy changes that have not been heard by  
25 the policy committee of each house.

26 (e) A waiver of the one-calendar-day Daily File notice  
27 requirement of subdivision (a) is not effective for longer than three  
28 calendar days.

### 31 Conference Committee Reports

32  
33  
34 30. Upon submission of any report of a committee on conference  
35 recommending that the bill be further amended, the bill shall be  
36 reprinted incorporating the amendments recommended by the  
37 conference committee. The consideration of the report of a  
38 committee on conference is not in order until the bill, in the form  
39 recommended by the report of the committee on conference, has

1 both been in print and been noticed in the Daily File for not less  
2 than one legislative day.

3 If the conference committee's report recommends only that the  
4 amendments of the Senate or the Assembly "be concurred in,"  
5 consideration of the report shall be in order at any time, and  
6 reprinting of the bill is not required, but notice shall appear in the  
7 Daily File for not less than one legislative day.

8 A conference committee report is not in order unless it has been  
9 received by the Secretary of the Senate and the Chief Clerk of the  
10 Assembly at least three calendar days preceding the scheduled  
11 commencement of the summer, interim, or final recess of the  
12 Legislature.

13 This rule may be suspended as to any particular conference  
14 committee report by a two-thirds vote of the membership of either  
15 house.

16 This rule does not apply to a report of a committee on conference  
17 on the Budget Bill.

18  
19  
20 Conference Committee Reports on Urgency Statutes  
21  
22

23 30.5. When the report of a committee on conference recommends  
24 the amendment of a bill by the addition of a section providing that  
25 the act shall take effect immediately as an urgency statute, the  
26 procedure and the vote thereon shall be as follows:

27 The presiding officer shall first direct that the urgency section  
28 be read and put to a vote. If two-thirds of the members elected to  
29 the house vote in the affirmative, the presiding officer shall then  
30 direct that the question of whether the house shall adopt the report  
31 of the committee on conference shall be put to a vote. If two-thirds  
32 of the members elected to the house vote in the affirmative, the  
33 adoption of the report and the amendments proposed thereby shall  
34 be effective.

35 If the affirmative vote on either of the questions is less than  
36 two-thirds of the members elected to the house, the effect is a  
37 refusal to adopt the report of the committee on conference.

38  
39  
40 Failure to Agree on Report

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2  
3 30.7. A conference committee may find and determine that it is  
4 unable to submit a report to the respective houses, upon the  
5 affirmative vote to that effect of not less than two of the Assembly  
6 Members and not less than two of the Senate Members constituting  
7 the committee. That finding may be submitted to the Chief Clerk  
8 of the Assembly and the Secretary of the Senate in the form of a  
9 letter from the chairman or chairwoman of the committee on  
10 conference for the house of origin of the bill, containing the  
11 signatures of the members of the committee consenting to the  
12 finding and determination that the committee is unable to submit  
13 a report. The Chief Clerk of the Assembly and the Secretary of  
14 the Senate, upon being notified that a conference committee is  
15 unable to submit a report, shall so inform each house, whereupon  
16 the conferees shall be discharged and other conferees appointed,  
17 in accordance with Rule 29.  
18  
19

## 20 MISCELLANEOUS PROVISIONS 21

### 22 23 24 Authority When Rules Do Not Govern 25

26  
27 31. All relations between the houses that are not covered by  
28 these rules shall be governed by Mason's Manual.  
29  
30

### 31 Press Rules 32 33

34 32. (a) Any person desiring privileges of an accredited press  
35 representative shall make application to the Joint Rules Committee.  
36 The application shall constitute compliance with any provisions  
37 of the rules of the Assembly or the Senate with respect to  
38 registration of news correspondents. The application shall state in  
39 writing the name of any print or electronic periodic news  
40 publication, news association, or radio or television station that



1 employs the press representative, and any other occupations or  
2 employment he or she may have. The press representative shall  
3 further declare in the application that he or she is not employed,  
4 directly or indirectly, to assist in the prosecution of the legislative  
5 business of any person, corporation, or association, and will not  
6 become so employed while retaining the privilege of an accredited  
7 press representative.

8 (b) The application required by subdivision (a) of this rule shall  
9 be authenticated in a manner that is satisfactory to the Standing  
10 Committee of the Capitol Correspondents Association, which shall  
11 see that occupation of seats and desks in the Senate and the  
12 Assembly Chambers is confined to bona fide correspondents of  
13 reputable standing in their business, who represent news media  
14 identified in subdivision (a). It is the duty of the standing  
15 committee, at its discretion, to report any violation of accredited  
16 press privileges to the Speaker of the Assembly or the Senate  
17 Committee on Rules and, pending action thereon, the offending  
18 correspondent may be suspended by the standing committee.

19 (c) Except as otherwise provided in this subdivision, persons  
20 engaged in other occupations whose chief attention is not given  
21 to newspaper correspondence or to news associations requiring  
22 telegraphic, radio, television, or electronic service are not entitled  
23 to the privileges accorded accredited press representatives. The  
24 press list in the Handbook of the California Legislature and the  
25 Senate and Assembly Histories shall be a list of only those persons  
26 authenticated by the Standing Committee of the Capitol  
27 Correspondents Association. Accreditation may be granted to any  
28 bona fide correspondent of reputable standing employed by a  
29 periodic publication of general circulation if the applicant is  
30 employed on a regular basis in the Capitol area preparing articles  
31 dealing with state government and politics and the publication is  
32 not an organ or organization involved in legislative advocacy.

33 (d) The press seats and desks in the Senate and Assembly  
34 Chambers shall be under the control of the standing committee of  
35 correspondents, subject to the approval and supervision of the  
36 Speaker of the Assembly and the Senate Committee on Rules.  
37 Press cards shall be issued by the President pro Tempore of the  
38 Senate and the Speaker of the Assembly only to correspondents  
39 properly accredited in accordance with this rule.

(e) An accredited member of the Capitol Correspondents Association may not, for compensation, perform any service for state constitutional officers or members of their staffs, for state agencies, for the Legislature, for candidates for state office, for a state officeholder, or for any person registered or performing as a legislative advocate.

(f) An accredited member of the association who violates subdivision (a) or (e) of this rule shall be subject to the following penalties:

(1) For the first offense, the Standing Committee of the Capitol Correspondents Association shall send a letter of admonition to the offending member, his or her employer, and the Joint Rules Committee. The letter shall state the nature of the member's rule violation and shall warn of an additional penalty for a second offense.

(2) For a second offense, the Standing Committee of the Capitol Correspondents Association shall recommend to the Joint Rules Committee that the member's accreditation be suspended or revoked and that he or she lose all rights and privileges attached thereto. The Standing Committee of the Capitol Correspondents Association shall also dismiss the member from the association.

Any member of the Standing Committee of the Capitol Correspondents Association may propose that the committee make an inquiry to determine if an association member has violated subdivision (a) or (e) of this rule. Upon a majority vote of the Standing Committee of the Capitol Correspondents Association, an inquiry shall be made.

Upon receipt of a signed, written notice from any association member of his or her belief that another association member may have violated subdivision (a) or (e) of this rule, the Standing Committee of the Capitol Correspondents Association shall commence an inquiry into the possible violation.

If the Standing Committee of the Capitol Correspondents Association determines by majority vote that an association member has violated an association rule, it shall inform the member of its finding. Within two weeks of notification, the member may request a meeting of the membership. If the member makes that request, the Standing Committee of the Capitol Correspondents Association shall promptly schedule a meeting at the earliest possible time. After hearing the member and the committee review

1 the circumstances of the alleged violation, the membership may,  
2 by majority vote, nullify the finding of the Standing Committee  
3 of the Capitol Correspondents Association. If nullification does  
4 not occur, the Standing Committee of the Capitol Correspondents  
5 Association immediately shall impose the appropriate penalty.

6  
7  
8 Dispensing With Joint Rules  
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10  
11 33. A joint rule may not be dispensed with except by a vote of  
12 two-thirds of each house or as otherwise provided in these rules.  
13 If either house violates a joint rule, a question of order may be  
14 raised in the other house and decided in the same manner as in the  
15 case of the violation of the rules of the house. If it is decided that  
16 the joint rules have been violated, the bill involving the violation  
17 shall be returned to the house in which it originated, and the  
18 disputed matter shall be considered in like manner as in conference  
19 committee.

20  
21  
22 Dispensing with Joint Rules: Unanimous Consent  
23  
24

25 33.1. Notwithstanding any other rule, a joint rule that may be  
26 dispensed with by one house may be done so by unanimous consent  
27 if the rules committee of that house has approved.  
28

29  
30 Opinions of Legislative Counsel  
31  
32

33 34. Whenever the Legislative Counsel issues ~~an~~ *a written* opinion  
34 to any person other than the first-named author analyzing the  
35 constitutionality, operation, or effect of a bill or other legislative  
36 measure that is then pending before the Legislature or of any  
37 amendment made or proposed to be made to the bill or measure,  
38 he or she is authorized and instructed to deliver two copies of the  
39 opinion to the first-named author as promptly as feasible after the  
40 delivery of the original opinion and also to deliver a copy to any

1 other author of the bill or measure who so requests. A copy of any  
2 letter prepared by the Legislative Counsel for the sole purpose of  
3 advising a member of a conflict between two or more bills as to  
4 the sections of law being amended, repealed, or added shall be  
5 submitted to the chairman or chairwoman of the committee to  
6 which each bill has been referred.

7  
8  
9 Resolutions Prepared by Legislative Counsel

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11  
12 34.1. Whenever the Legislative Counsel has been requested to  
13 draft a resolution commemorating or taking note of any event, or  
14 a resolution congratulating or expressing sympathy toward any  
15 person, and subsequently receives a similar request from another  
16 Member of the Legislature, he or she shall inform that requester  
17 and each subsequent requester that a resolution is being, or has  
18 been, prepared, and shall inform them of the name of the member  
19 for whom the resolution was, or is being, prepared.

20  
21  
22 Resolutions

23  
24  
25 34.2. A concurrent resolution, Senate resolution, or House  
26 resolution may be introduced to memorialize the death of a present  
27 or former state or federal elected official or a member of his or her  
28 immediate family. In all other instances, a resolution other than a  
29 concurrent resolution, as specified by the Committee on Rules of  
30 each house, or as provided by the Joint Rules Committee in those  
31 cases requiring that the resolution should emanate from both  
32 houses, shall be used for the purpose of commendation,  
33 congratulation, sympathy, or regret with respect to any person,  
34 group, or organization.

35 A concurrent resolution requesting the Governor to issue a  
36 proclamation may not be introduced without the prior approval of  
37 the Committee on Rules of the house in which the resolution is to  
38 be introduced.

Identical Drafting Requests

34.5. Whenever it comes to the attention of the Legislative Counsel that a member has requested the drafting of a bill that will be substantially identical to one already introduced, the Legislative Counsel shall inform the member of that fact.

Expense of Members

35. As provided in Section 8902 of the Government Code, each Member of the Legislature is entitled to reimbursement for living expenses while required to be in Sacramento to attend a session of the Legislature, while traveling to and from or in attendance at a committee meeting, or while attending to any legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the same rate as may be established by the State Board of Control for other elected state officers. Each member shall be reimbursed for travel expenses incurred in traveling to and from a session of the Legislature, when traveling to and from a meeting of a committee of which he or she is a member, or when traveling pursuant to any other legislative function or responsibility as authorized or directed by legislative rules or the Committee on Rules of the house of which he or she is a member, at the rate prescribed by Section 8903 of the Government Code.

Expense allowances for Members of the Senate and Assembly shall be approved and certified to the Controller by the Secretary of the Senate, on behalf of the Senate, and the Chief Clerk of the Assembly or other person authorized by the Assembly Committee on Rules, on behalf of the Assembly, weekly or as otherwise directed by either house, and upon certification the Controller shall draw his or her warrants in payment of the allowances to the respective members.

Issuance of Subpoenas

1  
2 35.5. A subpoena requiring the attendance of a witness or the  
3 production of documents may be issued by the Senate Committee  
4 on Rules, the Speaker of the Assembly, or the chairman or  
5 chairwoman of a committee conducting an investigation only if  
6 permission has been secured from the rules committee of the  
7 respective house, or from the Joint Rules Committee if the  
8 subpoena is issued by the chairman or chairwoman of a joint  
9 committee.

10  
11  
12 Investigating Committees  
13  
14

15 36. In order to expedite the work of the Legislature, either house,  
16 or both houses jointly, may by resolution or statute provide for the  
17 appointment of committees to ascertain facts and to make  
18 recommendations as to any subject within the scope of legislative  
19 regulation or control.

20 The resolution providing for the appointment of a committee  
21 pursuant to this rule shall state the purpose of the committee and  
22 the scope of the subject concerning which it is to act, and may  
23 authorize it to act either during sessions of the Legislature or, when  
24 authorization may lawfully be made, after final adjournment.

25 In the exercise of the power granted by this rule, each committee  
26 may employ clerical, legal, and technical assistants as may be  
27 authorized by: (a) the Joint Rules Committee in the case of a joint  
28 committee, (b) the Senate Committee on Rules in the case of a  
29 Senate committee, or (c) the Assembly Committee on Rules in the  
30 case of an Assembly committee.

31 Except as otherwise provided herein for joint committees or by  
32 the rules of the Senate or the Assembly for single house  
33 committees, each committee may adopt and amend rules governing  
34 its procedure as may appear necessary and proper to carry out the  
35 powers granted and duties imposed under this rule. The rules may  
36 include provisions fixing the quorum of the committee and the  
37 number of votes necessary to take action on any matter. With  
38 respect to all joint committees, a majority of the membership from  
39 each house constitutes a quorum, and an affirmative vote of a

1 majority of the membership from each house is necessary for the  
2 committee to take action.

3 Each committee is authorized and empowered to summon and  
4 subpoena witnesses, to require the production of papers, books,  
5 accounts, reports, documents, records, and papers of every kind  
6 and description, to issue subpoenas, and to take all necessary means  
7 to compel the attendance of witnesses and to procure testimony,  
8 oral and documentary. A committee's issuance of a subpoena shall  
9 comply with Rule 35.5.

10 Each member of the committees is authorized and empowered  
11 to administer oaths, and all of the provisions of Chapter 4  
12 (commencing with Section 9400) of Part 1 of Division 2 of Title  
13 2 of the Government Code, relating to the attendance and  
14 examination of witnesses before the Legislature and the committees  
15 thereof, apply to the committees. A committee may grant a witness  
16 immunity from criminal prosecution, pursuant to subdivision (a)  
17 of Section 9410 of the Government Code, only after securing  
18 permission from the rules committee of the respective house, or  
19 from the Joint Rules Committee in the case of a joint committee.

20 The Sergeant at Arms of the Senate or Assembly, or other person  
21 as may be designated by the chairman or chairwoman of the  
22 committee, shall serve any and all subpoenas, orders, and other  
23 process that may be issued by the committee, when directed to do  
24 so by the chairman or chairwoman, or by a majority of the  
25 membership of the committee.

26 Every department, commission, board, agency, officer, and  
27 employee of the state government, including the Legislative  
28 Counsel and the Attorney General and their subordinates, and of  
29 every political subdivision, county, city, or public district of or in  
30 this state, shall give and furnish to these committees and to their  
31 subcommittees upon request information, records, and documents  
32 as the committees deem necessary or proper for the achievement  
33 of the purposes for which each committee was created.

34 Each committee or subcommittee of either house, in accordance  
35 with the rules of that respective house, and each joint committee  
36 or subcommittee thereof, may meet at any time during the period  
37 in which it is authorized to act, either at the State Capitol or at any  
38 other place in the State of California, in public or executive session,  
39 and do any and all things necessary or convenient to enable it to  
40 exercise the powers and perform the duties herein granted to it or

1 accomplish the objects and purposes of the resolution creating it,  
2 subject to the following exceptions:

3 (a) When the Legislature is in session:

4 (1) A committee or subcommittee of either house may not meet  
5 outside the State Capitol without the prior approval of the Senate  
6 Committee on Rules with respect to Senate committees and  
7 subcommittees, or the Speaker of the Assembly with respect to  
8 Assembly committees and subcommittees.

9 (2) A committee or subcommittee of either house, other than a  
10 standing committee or subcommittee thereof, may not meet unless  
11 notice of the meeting has been printed in the Daily File for four  
12 days prior thereto. This requirement may be waived by a majority  
13 vote of either house with respect to a particular bill.

14 (3) A joint committee or subcommittee thereof, other than the  
15 Joint Committees on Legislative Audit, Legislative Budget, and  
16 Rules, may not meet outside the State Capitol without the prior  
17 approval of the Joint Rules Committee.

18 (4) A joint committee or subcommittee thereof, other than the  
19 Joint Committees on Legislative Audit, Legislative Budget, and  
20 Rules, may not meet unless notice of the meeting has been printed  
21 in the Daily File for four days prior thereto.

22 (b) When the Legislature is in joint recess, each joint committee  
23 or subcommittee, other than the Joint Committees on Legislative  
24 Audit, Legislative Budget, and Rules, shall notify the Joint Rules  
25 Committee at least two weeks prior to a meeting.

26 (c) The requirements placed upon joint committees by  
27 subdivisions (a) and (b) of this rule may be waived as deemed  
28 necessary by the Joint Rules Committee.

29 Each committee may expend such money as is made available  
30 to it for its purpose, but a committee may not incur any  
31 indebtedness unless money has been first made available therefor.

32 Living expenses may not be allowed in connection with  
33 legislative business for a day on which the member receives  
34 reimbursement for expenses while required to be in Sacramento  
35 to attend a session of the Legislature. The chairman or chairwoman  
36 of each committee shall audit and approve the expense claims of  
37 the members of the committee, including claims for mileage in  
38 connection with attendance on committee business, or in  
39 connection with specific assignments by the committee chairman  
40 or chairwoman, but excluding other types of mileage, and shall



1 certify the amount approved to the Controller. The Controller shall  
2 draw his or her warrants upon the certification of the chairman or  
3 chairwoman.

4 Subject to the rules of each house for the respective committees  
5 of each house, or the joint rules for any joint committee, with the  
6 permission of the appointing authority of the respective house, or  
7 the permission of the appointing authorities of the two houses in  
8 the case of a joint committee, the chairman or chairwoman of any  
9 committee may appoint subcommittees and chairmen or  
10 chairwomen thereof for the purpose of more expeditiously handling  
11 and considering matters referred to it, and the subcommittees and  
12 the chairmen or chairwomen thereof shall have all the powers and  
13 authority herein conferred upon the committee and its chairman  
14 or chairwoman. The chairman or chairwoman of a subcommittee  
15 shall audit the expense claims of the members of the subcommittee,  
16 and other claims and the expenses incurred by it, and shall certify  
17 the amount thereof to the chairman or chairwoman of the  
18 committee, who shall, if he or she approves the same, certify the  
19 amount thereof to the Controller; the Controller shall draw his or  
20 her warrant therefor upon that certification, and the Treasurer shall  
21 pay the same. Any committee or subcommittee thereof that is  
22 authorized to leave the State of California in the performance of  
23 its duties shall, while out of the state, have the same authority as  
24 if it were acting and functioning within the state, and the members  
25 thereof shall be reimbursed for expenses.

26 Notwithstanding any other provision of this rule, if the standing  
27 rules of either house require that expense claims of committees  
28 for goods or services, pursuant to contracts, or for expenses of  
29 employees or members of committees be audited or approved,  
30 after approval of the committee chairman or chairwoman, by  
31 another agency of either house, the Controller shall draw his or  
32 her warrants only upon the certification of the other agency. All  
33 expense claims approved by the chairman or chairwoman of any  
34 joint committee, other than the Joint Legislative Budget Committee  
35 and the Joint Legislative Audit Committee, shall be approved by  
36 the Joint Rules Committee, and the Controller shall draw his or  
37 her warrants only upon the certification of the Joint Rules  
38 Committee.

39 Except salary claims of employees clearly subject to federal  
40 withholding taxes and the requirement as to loyalty oaths, claims

1 presented for services or pursuant to contract shall refer to the  
2 agreement, the terms of which shall be made available to the  
3 Controller.

#### 6 Expenses of Committee Employees

8  
9 36.1. Unless otherwise provided by respective house or  
10 committee rule or resolution, employees of legislative committees,  
11 when entitled to traveling expenses, are entitled to allowances in  
12 lieu of actual expenses for hotel accommodations, breakfast, lunch,  
13 and dinner, at the rates fixed by the State Board of Control from  
14 time to time in limitation of reimbursement of expenses of state  
15 employees generally. However, if an allowance for hotel  
16 accommodations, breakfast, lunch, and dinner is made by a  
17 committee at a rate in excess of the rate fixed by the State Board  
18 of Control, the chairman or chairwoman of the committee shall  
19 notify the Controller of that fact in writing.

#### 22 Appointment of Committees

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24  
25 36.5. This rule applies whenever a joint committee is created by  
26 a statute or resolution that either provides that appointments be  
27 made and vacancies be filled in the manner provided for in the  
28 Joint Rules, or makes no provision for the appointment of members  
29 or the filling of vacancies.

30 The Senate members of the committee shall be appointed by the  
31 Senate Committee on Rules; the Assembly members of the  
32 committee shall be appointed by the Speaker of the Assembly; and  
33 vacancies occurring in the membership of the committee shall be  
34 filled by the respective appointing powers. The members appointed  
35 shall hold over until their successors are regularly selected.

#### 38 Appointment of Joint Committee Chairmen or Chairwomen

1 36.7. The chairman or chairwoman of each joint committee  
2 heretofore or hereafter created, except the Joint Legislative Budget  
3 Committee and the Joint Legislative Audit Committee, shall be  
4 appointed by the Joint Rules Committee from a member or  
5 members recommended by the Senate Committee on Rules and  
6 the Speaker of the Assembly.

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8  
9 Joint Committee Funds  
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12 36.8. Each joint committee heretofore or hereafter created, except  
13 the Joint Legislative Budget Committee and the Joint Legislative  
14 Audit Committee, shall expend the funds heretofore or hereafter  
15 made available to it in compliance with the policies set forth by  
16 the Joint Rules Committee with respect to personnel, salaries,  
17 purchasing, office space assignment, contractual services, rental  
18 or lease agreements, travel, and any and all other matters relating  
19 to the management and administration of committee affairs.

20  
21  
22 Joint Legislative Budget Committee  
23  
24

25 37. In addition to any other committee provided for by these  
26 rules, there is a joint committee to be known as the Joint Legislative  
27 Budget Committee, which is hereby declared to be a continuing  
28 body.

29 It is the duty of the committee to ascertain facts and make  
30 recommendations to the Legislature and to the houses thereof  
31 concerning the State Budget, the revenues and expenditures of the  
32 state, and the organization and functions of the state and its  
33 departments, subdivisions, and agencies, with a view to reducing  
34 the cost of the state government and securing greater efficiency  
35 and economy.

36 The committee consists of eight Members of the Senate and  
37 eight Members of the Assembly. The Senate members of the  
38 committee shall be appointed by the Senate Committee on Rules.  
39 The Assembly members of the committee shall be appointed by

1 the Speaker of the Assembly. The committee shall select its own  
2 chairman or chairwoman.

3 Any vacancy occurring at any time in the Senate membership  
4 of the Joint Legislative Budget Committee shall be filled by the  
5 Senate Committee on Rules, and the Senators appointed shall hold  
6 over until their successors are regularly selected. For the purposes  
7 of this rule, a vacancy shall be deemed to exist as to a Senator  
8 whose term is expiring whenever he or she is not reelected at the  
9 general election.

10 Any vacancy occurring at any time in the Assembly membership  
11 of the Joint Legislative Budget Committee shall be filled by  
12 appointment by the Speaker of the Assembly, and the Members  
13 of the Assembly appointed shall hold over between regular sessions  
14 until their successors are regularly selected. For the purposes of  
15 this rule, a vacancy shall be deemed to exist as to a Member of the  
16 Assembly whose term is expiring whenever he or she is not  
17 reelected at the general election.

18 The committee may adopt rules to govern its own proceedings  
19 and its employees. The committee, with the permission of the  
20 appointing authorities of the two houses, may also create  
21 subcommittees from its membership, assigning to its  
22 subcommittees any study, inquiry, investigation, or hearing that  
23 the committee itself has authority to undertake or hold. A  
24 subcommittee for the purpose of this assignment has and may  
25 exercise all the powers conferred upon the committee, limited only  
26 by the express terms of any rule or resolution of the committee  
27 defining the powers and duties of the subcommittee. Those powers  
28 may be withdrawn or terminated at any time by the committee.

29 The Joint Legislative Budget Committee may render services to  
30 any investigating committee of the Legislature pursuant to contract  
31 between the Joint Legislative Budget Committee and the committee  
32 for which the services are to be performed. The contract may  
33 provide for payment to the Joint Legislative Budget Committee  
34 of the cost of the services from the funds appropriated to the  
35 contracting investigating committee. All legislative investigating  
36 committees are authorized to enter into those contracts with the  
37 Joint Legislative Budget Committee. Money received by the Joint  
38 Legislative Budget Committee pursuant to any agreement shall be  
39 in augmentation of the current appropriation for the support of the  
40 Joint Legislative Budget Committee.

1 The provisions of Rule 36 shall apply to the Joint Legislative  
2 Budget Committee, which has all the authority provided in that  
3 rule or pursuant to Section 11 of Article IV of the California  
4 Constitution.

5 The committee has authority to appoint a Legislative Analyst,  
6 to fix his or her compensation, to prescribe his or her duties, and  
7 to appoint any other clerical and technical employees as may appear  
8 necessary. The duties of the Legislative Analyst are as follows:

9 (1) To ascertain the facts and make recommendations to the Joint  
10 Legislative Budget Committee and, under its direction, to the  
11 committees of the Legislature concerning:

12 (a) The State Budget.

13 (b) The revenues and expenditures of the state.

14 (c) The organization and functions of the state and its  
15 departments, subdivisions, and agencies.

16 (2) To assist the Senate Committee on Appropriations, the Senate  
17 Budget and Fiscal Review Committee, and the Assembly  
18 Committees on Appropriations and Budget in consideration of the  
19 Budget, all bills carrying express or implied appropriations, and  
20 all legislation affecting state departments and their efficiency; to  
21 appear before any other legislative committee; and to assist any  
22 other legislative committee upon instruction by the Joint Legislative  
23 Budget Committee.

24 (3) To provide all legislative committees and Members of the  
25 Legislature with information obtained under the direction of the  
26 Joint Legislative Budget Committee.

27 (4) To maintain a record of all work performed by the Legislative  
28 Analyst under the direction of the Joint Legislative Budget  
29 Committee, and to keep and make available all documents, data,  
30 and reports submitted to him or her by any Senate, Assembly, or  
31 joint committee. The committee may meet either during sessions  
32 of the Legislature, any recess thereof, or after final adjournment,  
33 and may meet or conduct business at any place within the State of  
34 California.

35 The chairman or chairwoman of the committee or, in the event  
36 of that person's inability to act, the vice chairman or vice  
37 chairwoman, shall audit and approve the expenses of members of  
38 the committee or salaries of the employees, and all other expenses  
39 incurred in connection with the performance of its duties by the  
40 committee. The chairman or chairwoman shall certify to the

1 Controller the expense amount approved, the Controller shall draw  
2 his or her warrants upon the certification of the chairman or  
3 chairwoman, and the Treasurer shall pay the same to the chairman  
4 or chairwoman of the committee, to be disbursed by the chairman  
5 or chairwoman.

6 On and after the commencement of a succeeding regular session,  
7 those members of the committee who continue to be Members of  
8 the Senate and Assembly, respectively, continue as members of  
9 the committee until their successors are appointed, and the  
10 committee continues with all its powers, duties, authority, records,  
11 papers, personnel, and staff, and all funds theretofore made  
12 available for its use.

13 Upon the conclusion of its work, any Assembly, Senate, or joint  
14 committee (other than a standing committee) shall deliver to the  
15 Legislative Analyst for use and custody all documents, data,  
16 reports, and other materials that have come into the possession of  
17 the committee and that are not included within the final report of  
18 the committee to the Assembly, Senate, or the Legislature, as the  
19 case may be. The documents, data, reports, and other materials  
20 shall be available, upon request, to Members of the Legislature,  
21 the Senate Office of Research, and the Assembly Office of  
22 Research.

23 The Legislative Analyst, with the consent of the committee, shall  
24 make available to any Member or committee of the Legislature  
25 any other reports, records, documents, or other data under his or  
26 her control, except that reports prepared by the Legislative Analyst  
27 in response to a request from a Member or committee of the  
28 Legislature may be made available only with the written permission  
29 of the member or committee who made the request.

30 The Legislative Analyst, upon the receipt of a request from any  
31 committee or Member of the Legislature to conduct a study or  
32 provide information that falls within the scope of his or her  
33 responsibilities and that concerns the administration of the  
34 government of the State of California, shall at once advise the Joint  
35 Legislative Budget Committee of the nature of the request without  
36 disclosing the name of the member or committee making the  
37 request.

38 The Legislative Analyst shall immediately undertake to provide  
39 the requesting committee or legislator with the service or  
40 information requested, and shall inform the committee or legislator

1 of the approximate date when this information will be available.  
2 Should there be any material delay, he or she shall subsequently  
3 communicate this fact to the requester.

4 Neither the Committee on Rules of either house nor the Joint  
5 Rules Committee may assign any matter for study to the Joint  
6 Legislative Budget Committee or the Legislative Analyst without  
7 first obtaining from the Joint Legislative Budget Committee an  
8 estimate of the amount required to be expended by it to make the  
9 study.

10 Any concurrent, joint, Senate, or House resolution assigning a  
11 study to the Joint Legislative Budget Committee or to the  
12 Legislative Analyst shall be referred to the respective rules  
13 committees. Before the committees may act upon or assign the  
14 resolution, they shall obtain an estimate from the Joint Legislative  
15 Budget Committee of the amount required to be expended to make  
16 the study.

17  
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19 Citizen Cost Impact Report  
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22 37.1. Any Member or committee of the Legislature may  
23 recommend that the Legislative Analyst prepare a citizen cost  
24 impact analysis on proposed legislation. However, the  
25 recommendation shall first be reviewed by the Committee on Rules  
26 of the house where the recommendation originated, and this  
27 committee shall make the final determination as to which bills  
28 shall be assigned for preparation of an impact analysis.

29 In selecting specific bills for assignment to the Legislative  
30 Analyst for preparation of citizen cost impact analyses, the  
31 Committee on Rules shall request the Legislative Analyst to present  
32 an estimate of his or her time and prospective costs for preparing  
33 the analyses. Only those bills that have a potential significant cost  
34 impact shall be assigned. Where necessary, the Committee on  
35 Rules shall provide funds to offset added costs incurred by the  
36 Legislative Analyst.

37 The citizen cost impact analyses shall include those economic  
38 effects that the Legislative Analyst deems significant and that he  
39 or she believes will result directly from the proposed legislation.  
40 Insofar as feasible, the economic effects considered by the

1 Legislative Analyst shall include, but not be limited to, the  
2 following:

3 (a) The economic effect on the public generally.

4 (b) Any specific economic effect on persons or businesses in the  
5 case of legislation that is regulatory.

6 The Legislative Analyst shall submit the citizen cost impact  
7 analyses to the committee or committees when completed, and at  
8 the time or times designated by the Committee on Rules.

9 The Legislative Analyst shall submit from time to time, but at  
10 least once a year, a report to the Legislature on the trends and  
11 directions of the state's economy, and shall list the alternatives  
12 and make recommendations as to legislative actions that, in his or  
13 her judgment, will ensure a sound and stable state economy.

#### 14 15 16 Joint Legislative Audit Committee 17 18

19 37.3. The Joint Legislative Audit Committee is created pursuant  
20 to the Legislature's rulemaking authority under the California  
21 Constitution, and pursuant to Chapter 4 (commencing with Section  
22 10500) of Part 2 of Division 2 of Title 2 of the Government Code.  
23 The committee consists of seven Members of the Senate and seven  
24 Members of the Assembly, who shall be selected in the manner  
25 provided for in these rules. Notwithstanding any other provision  
26 of these rules, four members from each house constitute a quorum  
27 of the Joint Legislative Audit Committee and the number of votes  
28 necessary to take action on any matter. The Chairman or  
29 Chairwoman of the Joint Legislative Audit Committee, upon  
30 receiving a request by any Member of the Legislature or committee  
31 thereof for a copy of a report prepared or being prepared by the  
32 Bureau of State Audits, shall provide the member or committee  
33 with a copy of the report when it is, or has been, submitted by the  
34 Bureau of State Audits to the Joint Legislative Audit Committee.

#### 35 36 37 Study or Audits 38 39



1 37.4. (a) Notwithstanding any other provision of law, the Joint  
2 Legislative Audit Committee shall establish priorities and assign  
3 all work to be done by the Bureau of State Audits.

4 (b) Any bill requiring action by the Bureau of State Audits shall  
5 contain an appropriation for the cost of any study or audit.

6 (c) Any bill or concurrent, joint, Senate, or House resolution  
7 assigning a study to the Joint Legislative Audit Committee or to  
8 the Bureau of State Audits shall be referred to the respective rules  
9 committees. Before the committees may act upon or assign the  
10 bill or resolution, they shall obtain an estimate from the Joint  
11 Legislative Audit Committee of the amount required to be  
12 expended to make the study.

13  
14  
15 Waiver  
16  
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18 37.5. Subdivision (b) of Rule 37.4 may be waived by the Joint  
19 Legislative Audit Committee. The chairman or chairwoman of the  
20 committee shall notify the Secretary of the Senate, the Chief Clerk  
21 of the Assembly, and the Legislative Counsel in writing when  
22 subdivision (b) of Rule 37.4 has been waived. If the cost of a study  
23 or audit is less than one hundred thousand dollars (\$100,000), the  
24 chairman or chairwoman of the committee may exercise the  
25 committee's authority to waive subdivision (b) of Rule 37.4.

26  
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28 Administrative Regulations  
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31 37.7. (a) Any Member of the Senate may request the Senate  
32 Committee on Rules, and any Member of the Assembly may  
33 request the Speaker of the Assembly, to direct a standing committee  
34 or the Office of Research of his or her respective house to study  
35 any proposed or existing regulation or group of related regulations.  
36 Upon receipt of a request, the Senate Committee on Rules or the  
37 Speaker of the Assembly shall, after review, determine whether a  
38 study shall be made. In reviewing the request, the Senate  
39 Committee on Rules or the Speaker of the Assembly shall  
40 determine:

- 1 (1) The cost of making the study.
- 2 (2) The potential public benefit to be derived from the study.
- 3 (3) The scope of the study.
- 4 (b) The study may consider, among other relevant issues, whether
- 5 the proposed or existing regulation:
- 6 (1) Exceeds the agency's statutory authority.
- 7 (2) Fails to conform to the legislative intent of the enabling
- 8 statute.
- 9 (3) Contradicts or duplicates other regulations adopted by federal,
- 10 state, or local agencies.
- 11 (4) Involves an excessive delegation of regulatory authority to
- 12 a particular state agency.
- 13 (5) Unfairly burdens particular elements of the public.
- 14 (6) Imposes social or economic costs that outweigh its intended
- 15 benefits to the public.
- 16 (7) Imposes unreasonable penalties for violation.

17 The respective reviewing unit shall, in a timely manner, transmit  
18 its concerns, if any, to the Senate Committee on Rules or the  
19 Speaker of the Assembly, and the promulgating agency.

20 In the event that a state agency takes a regulatory action that the  
21 reviewing unit finds to be unacceptable, the unit shall file a report  
22 for publication in the Daily Journal of its respective house  
23 indicating the specific reasons why the regulatory action should  
24 not have been taken. The report may include a recommendation  
25 that the Legislature adopt a concurrent resolution requesting the  
26 state agency to reconsider its action or that the Legislature enact  
27 a statute to restrict the regulatory powers of the state agency taking  
28 the action.

29  
30  
31 Joint Rules Committee  
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34 40. The Joint Rules Committee is hereby created. The committee  
35 has a continuing existence and may meet, act, and conduct its  
36 business during sessions of the Legislature or any recess thereof.

37 The committee consists of the members of the Assembly  
38 Committee on Rules, the Assembly Majority Floor Leader, the  
39 Assembly Minority Floor Leader, the Speaker of the Assembly,  
40 four members of the Senate Committee on Rules, and as many

1 Members of the Senate as may be required to maintain equality in  
2 the number of Assembly Members and Senators on the committee,  
3 to be appointed by the Senate Committee on Rules. Vacancies  
4 occurring in the membership shall be filled by the appointing  
5 power.

6 The committee and its members have and may exercise all of  
7 the rights, duties, and powers conferred upon investigating  
8 committees and their members by the Joint Rules of the Senate  
9 and Assembly as they are adopted and amended from time to time,  
10 which provisions are incorporated herein and made applicable to  
11 this committee and its members.

12 The committee shall ascertain facts and make recommendations  
13 to the Legislature and to the houses thereof concerning:

14 (a) The relationship between the two houses and procedures  
15 calculated to expedite the affairs of the Legislature by improving  
16 that relationship.

17 (b) The legislative branch of the state government and any  
18 defects or deficiencies in the law governing that branch.

19 (c) Methods whereby legislation is proposed, considered, and  
20 acted upon.

21 (d) The operation of the Legislature and the committees thereof,  
22 and the means of coordinating the work thereof and avoiding  
23 duplication of effort.

24 (e) Aids to the Legislature.

25 (f) Information and statistics for the use of the Legislature, the  
26 respective houses thereof, and the members.

27 Any matter of business of either house, the transaction of which  
28 would affect the interests of the other house, may be referred to  
29 the committee for action if the Legislature is not in recess, and  
30 shall be referred to the committee for action if the Legislature is  
31 in recess.

32 The committee has the following additional powers and duties:

33 (a) To select a chairman or chairwoman from its membership.  
34 The vice chairman or vice chairwoman of the committee shall be  
35 one of the Senate members of the committee, to be selected by the  
36 Senate Committee on Rules.

37 (b) To allocate space in the State Capitol Building and all  
38 annexes and additions thereto as provided by law.

39 (c) To approve, as provided by law, the appearance of the  
40 Legislative Counsel in litigation.

1 (d) To contract with other agencies, public or private, for the  
2 rendition and affording of services, facilities, studies, and reports  
3 to the committee as the committee deems necessary to assist it to  
4 carry out the purposes for which it is created.

5 (e) To cooperate with and secure the cooperation of county, city,  
6 city and county, and other local law enforcement agencies in  
7 investigating any matter within the scope of this rule, and to direct  
8 the sheriff of any county to serve subpoenas, orders, and other  
9 process issued by the committee.

10 (f) To report its findings and recommendations, including  
11 recommendations for the needed revision of any and all laws and  
12 constitutional provisions relating to the Legislature, to the  
13 Legislature and to the people from time to time.

14 (g) The committee, and any subcommittee when so authorized  
15 by the committee, may meet and act without as well as within the  
16 State of California, and are authorized to leave the state in the  
17 performance of their duties.

18 (h) To expend funds as may be made available to it to carry out  
19 the functions and activities related to the legislative affairs of the  
20 Senate and Assembly.

21 (i) To appoint a chief administrative officer of the committee,  
22 who shall have duties relating to the administrative, fiscal, and  
23 business affairs of the committee as the committee shall prescribe.  
24 The committee may terminate the services of the chief  
25 administrative officer at any time.

26 (j) To employ persons as may be necessary to assist all other  
27 joint committees, except the Joint Legislative Budget Committee  
28 and the Joint Legislative Audit Committee, in the exercise of their  
29 powers and performance of their duties. In accordance with Rule  
30 36.8, the committee shall govern and administer the expenditure  
31 of funds by other joint committees, requiring that the claims of  
32 joint committees be approved by the Joint Rules Committee or its  
33 designee. All expenses of the committee and of all other joint  
34 committees may be paid from the Operating Funds of the Assembly  
35 and Senate.

36 (k) To appoint the chairmen or chairwomen of joint committees,  
37 as authorized by Rule 36.7.

38 (l) To do any and all other things necessary or convenient to  
39 enable it fully and adequately to exercise its powers, perform its  
40 duties, and accomplish the objects and purposes of this rule.

1 The members of the Joint Rules Committee from the Senate may  
2 meet separately as a unit, and the members of the Joint Rules  
3 Committee from the Assembly may meet separately as a unit, and  
4 consider any action that is required to be taken by the Joint Rules  
5 Committee. If the majority of members of the Joint Rules  
6 Committee of each house at the separate meetings vote in favor  
7 of that action, the action shall be deemed to be action taken by the  
8 Joint Rules Committee.

9 The Joint Rules Committee shall meet not less than biweekly  
10 during a session of the Legislature, other than during a joint recess,  
11 at a regularly scheduled time and place. If the full committee fails  
12 to so meet, the members of the committee from the Senate shall  
13 meet separately as a unit and the members of the committee from  
14 the Assembly shall meet separately as a unit within five days of  
15 the regularly scheduled meeting date.

16 The committee succeeds to, and is vested with, all of the powers  
17 and duties of the Joint Committee on Legislative Organization,  
18 the State Capitol Committee, the Joint Committee on Interhouse  
19 Cooperation, the Joint Legislative Committee for School  
20 Visitations, and the Joint Standing Committee on the Joint Rules  
21 of the Senate and the Assembly.

#### 22 23 24 Review of Administrative Regulations 25 26

27 40.1. The Joint Rules Committee, with regard to joint  
28 committees, and the respective rules committee of each house,  
29 with regard to standing and select committees of the house, shall  
30 approve any request for a priority review made by a committee  
31 pursuant to Section 11349.7 of the Government Code and shall  
32 submit approved requests to the Office of Administrative Law.  
33 The Joint Rules Committee or the respective rules committee, and  
34 the committee initiating the request, shall each receive a copy of  
35 the priority review.  
36

#### 37 38 Subcommittee on Legislative Space and Facilities 39 40

1     40.3. (a) A subcommittee of the Joint Rules Committee is hereby  
2 created, to be known as the Subcommittee on Legislative Space  
3 and Facilities. The subcommittee consists of three Members of the  
4 Senate and three Members of the Assembly, appointed by the  
5 Chairman or Chairwoman of the Joint Rules Committee, and the  
6 chairman or chairwoman of the fiscal committee of each house  
7 who shall have full voting rights on the subcommittee. The  
8 chairman or chairwoman of the subcommittee shall be appointed  
9 by the members thereof. For purposes of this subcommittee, the  
10 chairmen or chairwomen of the fiscal committees are ex officio  
11 members of the Joint Rules Committee, but do not have voting  
12 rights on that committee, nor may they be counted in determining  
13 a quorum. The subcommittee shall consider the housing of the  
14 Legislature and legislative facilities.

15     (b) The subcommittee and its members have and may exercise  
16 all of the rights, duties, and powers conferred upon investigating  
17 committees and their members by the Joint Rules of the Senate  
18 and Assembly as they are adopted and amended from time to time,  
19 which provisions are incorporated herein and made applicable to  
20 this subcommittee and its members.

21     (c) The subcommittee has the following additional powers and  
22 duties:

23     (1) To contract with other agencies, public or private, for the  
24 rendition and affording of services, facilities, studies, and reports  
25 to the subcommittee as the committee deems necessary to assist  
26 it to carry out the purposes for which it is created.

27     (2) To cooperate with and secure the cooperation of county, city,  
28 city and county, and other local law enforcement agencies in  
29 investigating any matter within the scope of this rule, and to direct  
30 the sheriff of any county to serve subpoenas, orders, and other  
31 process issued by the subcommittee.

32     (3) To report its findings and recommendations to the Legislature  
33 and to the people from time to time.

34     (4) To do any and all other things necessary or convenient to  
35 enable it fully and adequately to exercise its powers, perform its  
36 duties, and accomplish the objects and purposes of this rule.

37     (d) The subcommittee is authorized to leave the State of  
38 California in the performance of its duties.

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1                   Claims for Workers' Compensation  
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4       41. The Chairman or Chairwoman of the Committee on Rules  
5 of each house, or a designated representative, shall sign any  
6 required worker's compensation report regarding injuries or death  
7 arising out of and within the course of employment suffered by  
8 any member, officer, or employee of the house, or any employee  
9 of a standing or investigating committee thereof. In the case of a  
10 joint committee, the Chairman or Chairwoman of the Committee  
11 on Rules of either house, or a designated representative, may sign  
12 any report with respect to a member or employee of a joint  
13 committee.  
14

15  
16                   Information Concerning Committees  
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19       42. The Committee on Rules of each house shall provide for a  
20 continuous cumulation of information concerning the membership,  
21 organization, meetings, and studies of legislative investigating  
22 committees. Each Committee on Rules shall be responsible for  
23 information concerning the investigating committees of its own  
24 house, and concerning joint investigating committees under a  
25 chairman or chairwoman who is a member of that house. To the  
26 extent possible, each Committee on Rules shall seek to ensure that  
27 the investigating committees for which it has responsibility under  
28 this rule have organized, including the organization of any  
29 subcommittees, and have had all topics for study assigned to them  
30 within a reasonable period of time.

31       The information thus cumulated shall be made available to the  
32 public by the Committee on Rules of each house and shall be  
33 published periodically under their joint direction.  
34

35  
36                   Joint Committees  
37  
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39       43. Any concurrent resolution creating a joint committee of the  
40 Legislature and any concurrent resolution allocating moneys from

1 the Operating Funds of the Assembly and Senate to the committee  
2 shall be referred to the Committee on Rules of the respective  
3 houses.

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5  
6 Conflict of Interest  
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9 44. (a) A Member of the Legislature may not, while serving,  
10 have any interest, financial or otherwise, direct or indirect, engage  
11 in any business or transaction or professional activity, or incur any  
12 obligation of any nature, that is in substantial conflict with the  
13 proper discharge of his or her duties in the public interest and of  
14 his or her responsibilities as prescribed by the laws of this state.

15 (b) A Member of the Legislature may not, during the term for  
16 which he or she was elected:

17 (1) Accept other employment that he or she has reason to believe  
18 will either impair his or her independence of judgment as to his  
19 or her official duties, or require him or her, or induce him or her,  
20 to disclose confidential information acquired by him or her in the  
21 course of and by reason of his or her official duties.

22 (2) Willfully and knowingly disclose, for pecuniary gain, to any  
23 other person, confidential information acquired by him or her in  
24 the course of and by reason of his or her official duties, or use the  
25 information for the purpose of pecuniary gain.

26 (3) Accept or agree to accept, or be in partnership with any  
27 person who accepts or agrees to accept, any employment, fee, or  
28 other thing of value, or portion thereof, in consideration of his or  
29 her appearance, agreeing to appear, or taking of any other action  
30 on behalf of another person regarding a licensing or regulatory  
31 matter, before any state board or agency that is established by law  
32 for the primary purpose of licensing or regulating the professional  
33 activity of persons licensed, pursuant to state law.

34 This rule does not prohibit a member who is an attorney at law  
35 from practicing in that capacity before the Workers' Compensation  
36 Appeals Board or the Commissioner of Corporations, and receiving  
37 compensation therefor, or from practicing for compensation before  
38 any state board or agency in connection with, or in any matter  
39 related to, any case, action, or proceeding filed and pending in any  
40 state or federal court. This rule does not prohibit a member from



1 making inquiry for information on behalf of a constituent before  
2 a state board or agency, if no fee or reward is given or promised  
3 in consequence thereof. The prohibition contained in this rule does  
4 not apply to a partnership in which a Member of the Legislature  
5 is a member if the Member of the Legislature does not share  
6 directly or indirectly in the fee resulting from the transaction, nor  
7 does it apply in connection with any matter pending before any  
8 state board or agency on the operative date of this rule if the  
9 affected Member of the Legislature is attorney of record or  
10 representative in the matter prior to the operative date.

11 (4) Receive or agree to receive, directly or indirectly, any  
12 compensation, reward, or gift from any source except the State of  
13 California for any service, advice, assistance, or other matter related  
14 to the legislative process, except fees for speeches or published  
15 works on legislative subjects and except, in connection therewith,  
16 the reimbursement of expenses for actual expenditures for travel  
17 and reasonable subsistence for which no payment or reimbursement  
18 is made by the State of California.

19 (5) Participate, by voting or any other action, on the floor of  
20 either house, or in committee or elsewhere, in the enactment or  
21 defeat of legislation in which he or she has a personal interest,  
22 except as follows:

23 (i) If, on the vote for final passage, by the house of which he or  
24 she is a member, of the legislation in which he or she has a personal  
25 interest, he or she first files a statement (which shall be entered  
26 verbatim in the Daily Journal) stating in substance that he or she  
27 has a personal interest in the legislation to be voted on and that,  
28 notwithstanding that interest, he or she is able to cast a fair and  
29 objective vote on the legislation, he or she may cast his or her vote  
30 without violating any provision of this rule.

31 (ii) If the member believes that, because of his or her personal  
32 interest, he or she should abstain from participating in the vote on  
33 the legislation, he or she shall so advise the presiding officer prior  
34 to the commencement of the vote and shall be excused from voting  
35 on the legislation without any entry in the Daily Journal of the fact  
36 of his or her personal interest. In the event that a rule of the house  
37 requiring that each member who is present vote aye or nay is  
38 invoked, the presiding officer shall order the member excused  
39 from compliance and shall order entered in the Daily Journal a

1 simple statement that the member was excused from voting on the  
2 legislation pursuant to law.

3 (c) A person subject to this rule has an interest that is in  
4 substantial conflict with the proper discharge of his or her duties  
5 in the public interest and of his or her responsibilities as prescribed  
6 by the laws of this state, or a personal interest, arising from any  
7 situation, within the scope of this rule, if he or she has reason to  
8 believe or expect that he or she will derive a direct monetary gain  
9 or suffer a direct monetary loss, as the case may be, by reason of  
10 his or her official activity. He or she does not have an interest that  
11 is in substantial conflict with the proper discharge of his or her  
12 duties in the public interest and of his or her responsibilities as  
13 prescribed by the laws of this state, or a personal interest, arising  
14 from any situation, within the scope of this rule, if any benefit or  
15 detriment accrues to him or her as a member of a business,  
16 profession, occupation, or group to no greater extent than any other  
17 member of the business, profession, occupation, or group.

18 (d) A person who is subject to this rule may not be deemed to  
19 be engaged in any activity that is in substantial conflict with the  
20 proper discharge of his or her duties in the public interest and of  
21 his or her responsibilities as prescribed by the laws of this state,  
22 or to have a personal interest, arising from any situation, within  
23 the scope of this rule, solely by reason of any of the following:

24 (1) His or her relationship to any potential beneficiary of any  
25 situation is one that is defined as a remote interest by Section 1091  
26 of the Government Code or is otherwise not deemed to be a  
27 prohibited interest under Section 1091.1 or 1091.5 of the  
28 Government Code.

29 (2) Receipt of a campaign contribution that is regulated, received,  
30 reported, and accounted for pursuant to Chapter 4 (commencing  
31 with Section 84100) of Title 9 of the Government Code, so long  
32 as the contribution is not made on the understanding or agreement,  
33 in violation of law, that the person's vote, opinion, judgment, or  
34 action will be influenced thereby.

35 (e) The enumeration in this rule of specific situations or  
36 conditions that are deemed not to result in substantial conflict with  
37 the proper discharge of the duties and responsibilities of a legislator  
38 or legislative employee, or in a personal interest, may not be  
39 construed as exclusive.

1 The Legislature, in adopting this rule, recognizes that Members  
2 of the Legislature and legislative employees may need to engage  
3 in employment, professional, or business activities other than  
4 legislative activities in order to maintain a continuity of  
5 professional or business activity, or may need to maintain  
6 investments, which activities or investments do not conflict with  
7 specific provisions of this rule. However, in construing and  
8 administering this rule, weight should be given to any coincidence  
9 of income, employment, investment, or other profit from sources  
10 that may be identified with the interests represented by those  
11 sources that are seeking action of any character on matters then  
12 pending before the Legislature.

13 (f) An employee of either house of the Legislature may not,  
14 during the time he or she is so employed, commit any act or engage  
15 in any activity prohibited by any part of this rule.

16 (g) A person may not induce or seek to induce any Member of  
17 the Legislature to violate any part of this rule.

18 (h) A violation of any part of this rule is punishable as provided  
19 in Section 8926 of the Government Code.

20  
21  
22 Ethics Committees  
23  
24

25 45. The Senate Committee on Legislative Ethics and the  
26 Assembly Legislative Ethics Committee, respectively, shall receive  
27 complaints concerning members of their respective houses, and  
28 may investigate and make findings and recommendations  
29 concerning violations by members of their respective houses of  
30 Article 2 (commencing with Section 8920) of Chapter 1 of Part 1  
31 of Division 2 of Title 2 of the Government Code. Each house shall  
32 adopt rules governing the establishment and procedures of the  
33 committee of that house.

34  
35  
36 Designating Legislative Sessions  
37  
38

39 50. Regular sessions shall be identified with the odd-numbered  
40 year subsequent to each general election, followed by a hyphen,

1 and then the last two digits of the following even-numbered year.  
2 For example: 2009–10 Regular Session.

3  
4  
5 Designating Extraordinary Sessions  
6  
7

8 50.3. All extraordinary sessions shall be designated in numerical  
9 order by the session in which convened.

10  
11  
12 Days and Dates  
13  
14

15 50.5. (a) As used in these rules, “day” means a calendar day,  
16 unless otherwise specified.

17 (b) When the date of a deadline, recess requirement, or  
18 circumstance falls on a Saturday, Sunday, or Monday that is a  
19 holiday, the date shall be deemed to refer to the preceding Friday.  
20 When the date falls on a holiday on a weekday other than a  
21 Monday, the date shall be deemed to refer to the preceding day.

22  
23  
24 Legislative Calendar  
25  
26

27 51. (a) The Legislature shall observe the following calendar  
28 during the first year of the regular session:

29 (1) Organizational Recess—The Legislature shall meet on the  
30 first Monday in December following the general election to  
31 organize. Thereafter, each house shall be in recess from the time  
32 it determines until the first Monday in January, except when the  
33 first Monday is January 1 or January 1 is a Sunday, in which case,  
34 the following Wednesday.

35 (2) Spring Recess—The Legislature shall be in recess from the  
36 10th day prior to Easter until the Monday after Easter.

37 (3) Summer Recess—The Legislature shall be in recess from  
38 July 17 until August 17. This recess shall not commence until the  
39 Budget Bill is passed.

1 (4) Interim Study Recess—The Legislature shall be in recess  
2 from September 11 until the first Monday in January, except when  
3 the first Monday is January 1 or January 1 is a Sunday, in which  
4 case, the following Wednesday.

5 (b) The Legislature shall observe the following calendar for the  
6 remainder of the legislative session:

7 (1) Spring Recess—The Legislature shall be in recess from the  
8 10th day prior to Easter until the Monday after Easter.

9 (2) Summer Recess—The Legislature shall be in recess from  
10 July 2 until August 2. This recess may not commence until the  
11 Budget Bill is passed.

12 (3) Final Recess—The Legislature shall be in recess on  
13 September 1 until adjournment sine die on November 30.

14 (c) Recesses shall be from the hour of adjournment on the day  
15 specified, reconvening at the time designated by the respective  
16 houses.

17 (d) The recesses specified by this rule shall be designated as  
18 joint recesses.

19  
20  
21 Recall From Recess  
22  
23

24 52. Notwithstanding the power of the Governor to call a special  
25 session, the Legislature may be recalled from joint recess and  
26 reconvene in regular session by any of the following means:

27 (a) It may be recalled by joint proclamation, which shall be  
28 entered in the Daily Journal, of the Senate Committee on Rules  
29 and the Speaker of the Assembly or, in his or her absence from  
30 the state, the Assembly Committee on Rules.

31 (b) Ten or more Members of the Legislature may present a  
32 request for recall from joint recess to the Chief Clerk of the  
33 Assembly and the Secretary of the Senate. The request immediately  
34 shall be printed in the Daily Journal. Within 10 days thereafter,  
35 the Speaker of the Assembly or, if the Speaker is absent from the  
36 state, the Assembly Committee on Rules, and the Senate  
37 Committee on Rules shall act upon the request. If they concur in  
38 desiring to recall the Legislature from joint recess, they shall issue  
39 their joint proclamation to that effect entered in the Daily Journal

1 no later than 20 days after publication of the request in the Daily  
2 Journal.

3 (c) If either or both of the parties specified in subdivision (b)  
4 does not concur, 10 or more Members of the Legislature may  
5 request the Chief Clerk of the Assembly or the Secretary of the  
6 Senate to petition the membership of the respective house. The  
7 petition shall be entered in the Daily Journal and shall contain a  
8 specified reconvening date commencing not later than 20 days  
9 after the date of the petition. If two-thirds of the members of the  
10 house or each of the two houses concur, the Legislature shall  
11 reconvene on the date specified. The necessary concurrences must  
12 be received at least 10 days prior to the date specified for  
13 reconvening.

#### 14 15 16 Procedure on Suspending Rules by Single House 17 18

19 53. Whenever these rules authorize suspension of the Joint Rules  
20 as to a particular bill by action of a single house after approval by  
21 the Committee on Rules of that house, the following procedure  
22 shall be followed:

23 (a) A written request to suspend the joint rule shall be filed with  
24 the Chief Clerk of the Assembly or the Secretary of the Senate, as  
25 the case may be, and shall be transmitted to the Committee on  
26 Rules of the appropriate house.

27 (b) The Assembly Committee on Rules or the Senate Committee  
28 on Rules, as the case may be, shall determine whether there exists  
29 an urgent need for the suspension of the joint rule with regard to  
30 the bill.

31 (c) If the appropriate rules committee recommends that the  
32 suspension be permitted, the member may offer a resolution,  
33 without further reference thereof to committee, granting permission  
34 to suspend the joint rule. The adoption of the resolution granting  
35 permission shall require an affirmative recorded vote of the elected  
36 members of the house in which the request is made.

#### 37 38 39 Introduction of Bills 40

1  
2 54. (a) A bill may not be introduced in the first year of the regular  
3 session after February 27 and a bill may not be introduced in the  
4 second year of the regular session after February 19. These  
5 deadlines do not apply to constitutional amendments, committee  
6 bills introduced pursuant to Assembly Rule 47 or Senate Rule 23,  
7 bills introduced in the Assembly with the permission of the Speaker  
8 of the Assembly, or bills introduced in the Senate with the  
9 permission of the Senate Committee on Rules. Subject to these  
10 deadlines, a bill may be introduced at any time except when the  
11 houses are in joint summer, interim, or final recess. Each house  
12 may provide for introduction of bills during a recess other than a  
13 joint recess. Bills shall be numbered consecutively during the  
14 regular session.

15 (b) The Desks of the Senate and Assembly shall remain open  
16 during a joint recess, other than a joint spring, summer, interim,  
17 or final recess, for the introduction of bills during business hours  
18 on Monday through Friday, inclusive, except holidays. Bills  
19 received at the Senate Desk during these periods shall be numbered  
20 and printed. After printing, the bills shall be delivered to the  
21 Secretary of the Senate and referred by the Senate Committee on  
22 Rules to a standing committee. Bills received at the Assembly  
23 Desk during these periods shall be numbered, printed, and referred  
24 to a committee by the Assembly Committee on Rules. After  
25 printing, the bills shall be delivered to the Chief Clerk of the  
26 Assembly. On the reconvening of each house, the bills shall be  
27 read the first time, and shall be delivered to the committee to which  
28 they were referred.

29 (c) A member may not author a bill during a session that would  
30 have substantially the same effect as a bill he or she previously  
31 introduced during that session. This restriction does not apply in  
32 cases where the previously introduced bill was vetoed by the  
33 Governor or its provisions were “chaptered out” by a later  
34 chaptered bill pursuant to Section 9605 of the Government Code.  
35 An objection based on this restriction may be raised only while  
36 the bill is being considered by the house in which it is introduced.  
37 The objection shall be referred to the Committee on Rules of the  
38 house for a determination. The bill shall remain on the Daily File  
39 or with a committee, as the case may be, until a determination is  
40 made. If, upon consideration of the objection, the Committee on

1 Rules determines that the bill objected to would have substantially  
2 the same effect as another bill previously introduced during the  
3 session by the author, the bill objected to shall be stricken from  
4 the Daily File or returned to the desk by the committee, as the case  
5 may be, and may not be acted upon during the remainder of the  
6 session. If the Committee on Rules determines that the bill objected  
7 to would not have substantially the same effect as a bill previously  
8 introduced during the session by the author, the bill may thereafter  
9 be acted upon by the committee or the house, as the case may be.  
10 The Committee on Rules may obtain assistance as it may desire  
11 from the Legislative Counsel as to the similarity of a bill or  
12 amendments to a prior bill.

13 This joint rule may be suspended by approval of the Committee  
14 on Rules and three-fourths vote of the membership of the house.

15 (d) During a joint recess, the Chief Clerk of the Assembly or  
16 Secretary of the Senate shall order the preparation of preprint bills  
17 when so ordered by any of the following:

18 (1) The Speaker of the Assembly.

19 (2) The Committee on Rules of the respective house.

20 (3) A committee, with respect to bills within the subject matter  
21 jurisdiction of the committee.

22 Preprint bills shall be designated and shall be printed in the order  
23 received and numbered in the order printed. To facilitate  
24 subsequent amendment, a preprint bill shall be so prepared that,  
25 when introduced as a bill, the page and the line numbers will not  
26 change. The Chief Clerk of the Assembly and Secretary of the  
27 Senate shall publish a list periodically of preprint bills showing  
28 the preprint bill number, the title, and the Legislative Counsel's  
29 Digest. The Speaker of the Assembly and Senate Committee on  
30 Rules may refer any preprint bill to committee for study.

31

32

33

### 30-Day Waiting Period

34

35

36 55. A bill other than the Budget Bill may not be heard or acted  
37 upon by committee or either house until the bill has been in print  
38 for 30 days. The date a bill is returned from the printer shall be  
39 entered in the Daily History. This rule may be suspended  
40 concurrently with the suspension of the requirement of Section 8



1 of Article IV of the Constitution or, if that period has expired, this  
2 rule may be suspended by approval of the Committee on Rules  
3 and two-thirds vote of the house in which the bill is being  
4 considered.

5  
6  
7 Return of Bills  
8  
9

10 56. Bills introduced in the first year of the regular session and  
11 passed by the house of origin on or before the January 31st  
12 constitutional deadline are “carryover bills.” Immediately after  
13 January 31, bills introduced in the first year of the regular session  
14 that do not become “carryover bills” shall be returned to the Chief  
15 Clerk of the Assembly or Secretary of the Senate, respectively.  
16 Notwithstanding Rule 4, as used in this rule “bills” does not include  
17 constitutional amendments.  
18

19  
20 Appropriation Bills  
21  
22

23 57. Appropriation bills that may not be sent to the Governor  
24 shall be held, after enrollment, by the Chief Clerk of the Assembly  
25 or Secretary of the Senate, respectively. The bills shall be sent to  
26 the Governor immediately after the Budget Bill has been enacted.  
27

28  
29 Urgency Clauses  
30  
31

32 58. An amendment to add a section to a bill to provide that the  
33 act shall take effect immediately as an urgency statute may not be  
34 adopted unless the author of the amendment has first secured the  
35 approval of the Committee on Rules of the house in which the  
36 amendments are offered.  
37

38  
39 Vetoes  
40

1  
2 58.5. The Legislature may consider a Governor's veto for only  
3 60 days, not counting days when the Legislature is in joint recess.  
4

5  
6 Publications  
7

8  
9 59. During periods of joint recess, weekly, if necessary, the  
10 following documents shall be published: Daily Files, Histories,  
11 and Daily Journals.  
12

13  
14 Committee Hearings  
15

16  
17 60. (a) A standing committee or subcommittee thereof may not  
18 take action on a bill at any hearing held outside of the State Capitol.

19 (b) A committee may hear the subject matter of a bill or convene  
20 for an informational hearing during a period of recess. Four days'  
21 notice in the Daily File is required prior to the hearing.

22 (c) A bill may not be acted upon by a committee during a joint  
23 recess.  
24

25  
26 Deadlines  
27

28  
29 61. The deadlines set forth in this rule shall be observed by the  
30 Senate and Assembly. After each deadline, the Secretary of the  
31 Senate and the Chief Clerk of the Assembly may not accept  
32 committee reports from their respective committees except as  
33 otherwise provided in this rule:

34 (a) Odd-numbered year:

35 (1) Feb. 27—Last day for bills to be introduced.

36 (2) May 1—Last day for policy committees to hear and report  
37 to fiscal committees fiscal bills introduced in their house.

38 (3) May 15—Last day for policy committees to hear and report  
39 to the floor nonfiscal bills introduced in their house.

1 (4) May 22—Last day for policy committees to meet prior to  
2 June 8.

3 (5) May 29—Last day for fiscal committees to hear and report  
4 to the floor bills introduced in their house.

5 (6) May 29—Last day for fiscal committees to meet prior to  
6 June 8.

7 (7) June 1-June 5—Floor session only. No committee may meet  
8 for any purpose.

9 (8) June 5—Last day for each house to pass bills introduced in  
10 that house.

11 (9) June 8—Committee meetings may resume.

12 (10) July 10—Last day for policy committees to meet and report  
13 bills.

14 (11) Aug. 28—Last day for fiscal committees to meet and report  
15 bills.

16 (12) Aug. 31-Sept. 11—Floor session only. No committee may  
17 meet for any purpose.

18 (13) Sept. 4—Last day to amend on the floor.

19 (14) Sept. 11—Last day for each house to pass bills.

20 (b) Even-numbered year:

21 (1) Jan. 15—Last day for policy committees to hear and report  
22 to fiscal committees fiscal bills introduced in their house in the  
23 odd-numbered year.

24 (2) Jan. 22—Last day for any committee to hear and report to  
25 the floor bills introduced in that house in the odd-numbered year.

26 (3) Jan. 31—Last day for each house to pass bills introduced in  
27 that house in the odd-numbered year.

28 (4) Feb. 19—Last day for bills to be introduced.

29 (5) April 23—Last day for policy committees to hear and report  
30 to fiscal committees fiscal bills introduced in their house.

31 (6) May 7—Last day for policy committees to hear and report  
32 to the floor nonfiscal bills introduced in their house.

33 (7) May 14—Last day for policy committees to meet prior to  
34 June 7.

35 (8) May 28—Last day for fiscal committees to hear and report  
36 to the floor bills introduced in their house.

37 (9) May 28—Last day for fiscal committees to meet prior to  
38 June 7.

39 (10) June 1-June 4—Floor session only. No committee may meet  
40 for any purpose.

1 (11) June 4—Last day for each house to pass bills introduced in  
2 that house.

3 (12) June 7—Committee meetings may resume.

4 (13) July 2—Last day for policy committees to meet and report  
5 bills.

6 (14) Aug. 13—Last day for fiscal committees to meet and report  
7 bills.

8 (15) Aug. 16-Aug. 31—Floor session only. No committee may  
9 meet for any purpose.

10 (16) Aug. 20—Last day to amend on floor.

11 (17) Aug. 31—Last day for each house to pass bills.

12 (c) If a bill is acted upon in committee before the relevant  
13 deadline, and the committee votes to report the bill out with  
14 amendments that have not at the time of the vote been prepared  
15 by the Legislative Counsel, the Secretary of the Senate and the  
16 Chief Clerk of the Assembly may subsequently receive a report  
17 recommending the bill for passage or for rereferral together with  
18 the amendments at any time within two legislative days after the  
19 deadline or, if the Legislature has recessed for the Summer Recess,  
20 within seven calendar days after the deadline.

21 (d) Notwithstanding subdivisions (a) and (b), a policy committee  
22 may report a bill to a fiscal committee on or before the relevant  
23 deadline for reporting nonfiscal bills to the floor if, after the policy  
24 committee deadline for reporting the bill to fiscal committee, the  
25 Legislative Counsel's Digest is changed to indicate reference to  
26 fiscal committee.

27 (e) Any bill in the house of origin that is not acted upon during  
28 the odd-numbered year as a result of the deadlines imposed in  
29 subdivision (a) may be acted upon when the Legislature reconvenes  
30 after the interim study joint recess, or at any time the Legislature  
31 is recalled from the interim study joint recess.

32 (f) The deadlines imposed by this rule do not apply to the rules  
33 committees of the respective houses.

34 (g) The deadlines imposed by this rule do not apply in instances  
35 where a bill is referred to committee under Rule 26.5.

36 (h) The deadlines imposed by this rule do not apply in instances  
37 where a bill is referred to a committee under Assembly Rule 77.2.

38 (i) (1) Notwithstanding subdivisions (a) and (b), a policy  
39 committee or fiscal committee may meet for the purpose of hearing  
40 and reporting a constitutional amendment, or a bill that would go

1 into immediate effect pursuant to subdivision (c) of Section 8 of  
2 Article IV of the California Constitution, at any time other than  
3 those periods when no committee may meet for any purpose.

4 (2) Notwithstanding subdivisions (a) and (b), either house may  
5 meet for the purpose of considering and passing a constitutional  
6 amendment, or a bill that would go into immediate effect pursuant  
7 to subdivision (c) of Section 8 of Article IV of the California  
8 Constitution, at any time during the session.

9 (j) This rule may be suspended as to any particular bill by  
10 approval of the Committee on Rules and two-thirds vote of the  
11 membership of the house.

12  
13  
14 Committee Procedure  
15  
16

17 62. (a) Notice of a hearing on a bill by the committee of first  
18 reference in each house, or notice of an informational hearing,  
19 shall be published in the Daily File at least four days prior to the  
20 hearing. Otherwise, notice shall be published in the Daily File two  
21 days prior to the hearing. That notice requirement may be waived  
22 by a majority vote of the house in which the bill is being  
23 considered. A bill may be set for hearing in a committee only three  
24 times. A bill is “set,” for purposes of this subdivision, whenever  
25 notice of the hearing has been published in the Daily File for one  
26 or more days. If a bill is set for hearing, and the committee, on its  
27 own initiation and not the author’s, postpones the hearing on the  
28 bill or adjourns the hearing while testimony is being taken, that  
29 hearing is not counted as one of the three times a bill may be set.  
30 After hearing the bill, the committee may vote on the bill. If the  
31 hearing notice in the Daily File specifically indicates that  
32 “testimony only” will be taken, that hearing is not counted as one  
33 of the three times a bill may be set. A committee may not vote on  
34 a bill so noticed until it has been heard in accordance with this  
35 rule. After a committee has voted on a bill, reconsideration may  
36 be granted only one time. Reconsideration may be granted within  
37 15 legislative days or prior to the interim study joint recess,  
38 whichever first occurs. A vote on reconsideration may not be taken  
39 without the same notice required to set a bill unless that vote is  
40 taken at the same meeting at which the vote to be reconsidered

1 was taken, and the author is present. When a bill fails to get the  
2 necessary votes to pass it out of committee, or upon failure to  
3 receive reconsideration, it shall be returned to the Chief Clerk of  
4 the Assembly or Secretary of the Senate of the house of the  
5 committee and may not be considered further during the session.

6 This subdivision may be suspended with respect to a particular  
7 bill by approval of the Committee on Rules and two-thirds vote  
8 of the members of the house.

9 (b) If the committee adopts amendments other than those offered  
10 by the author and orders the bill reprinted prior to its further  
11 consideration, the hearing shall not be the final time a bill may be  
12 set under subdivision (a) of this rule.

13 (c) When a standing committee takes action on a bill, the vote  
14 shall be by rollcall vote only. All rollcall votes taken by a standing  
15 committee shall be recorded by the committee secretary on forms  
16 provided by the Chief Clerk of the Assembly and the Secretary of  
17 the Senate. The chairman or chairwoman of each standing  
18 committee shall promptly transmit a copy of the record of the  
19 rollcall votes to the Chief Clerk of the Assembly or the Secretary  
20 of the Senate, respectively, who shall cause the votes to be  
21 published as prescribed by each house.

22 This subdivision also applies to action of a committee on a  
23 subcommittee report. The rules of each house shall prescribe the  
24 procedure as to rollcall votes on amendments.

25 Any committee may, with the unanimous consent of the members  
26 present, substitute a rollcall from a prior bill, provided that the  
27 members whose votes are substituted are present at the time of the  
28 substitution.

29 A bill may not be passed out by a committee without a quorum  
30 being present.

31 This subdivision does not apply to:

32 (1) Procedural motions that do not have the effect of disposing  
33 of a bill.

34 (2) Withdrawal of a bill from a committee calendar at the request  
35 of an author.

36 (3) Return of a bill to the house where the bill has not been voted  
37 on by the committee.

38 (4) The assignment of a bill to committee.

39 (d) The chairman or chairwoman of the committee hearing a bill  
40 may, at any time, order a call of the committee. Upon a request by

1 any member of a committee or the author in person, the chairman  
2 or chairwoman shall order the call.

3 In the absence of a quorum, a majority of the members present  
4 may order a quorum call of the committee and compel the  
5 attendance of absentees. The chairman or chairwoman shall send  
6 the Sergeant at Arms for those members who are absent and not  
7 excused by their respective house.

8 When a call of a committee is ordered by the chairman or  
9 chairwoman with respect to a particular bill, he or she shall send  
10 the Sergeant at Arms, or any other person to be appointed for that  
11 purpose, for those members who have not voted on that particular  
12 bill and are not excused.

13 A quorum call or a call of the committee with respect to a  
14 particular bill may be dispensed with by the chairman or  
15 chairwoman without objection by any member of the committee,  
16 or by a majority of the members present.

17 If a motion is adopted to adjourn the committee while the  
18 committee is operating under a call, the call shall be dispensed  
19 with and any pending vote announced.

20 The committee secretary shall record the votes of members  
21 answering a call. The rules of each house may prescribe additional  
22 procedures for a call of a committee.

### 23 24 25 Redistricting Bills 26 27

28 62.5. This rule applies only to bills affecting the boundaries of  
29 legislative, congressional, or State Board of Equalization districts.

30 (a) Except as specifically provided in this rule, Rules 28, 28.1,  
31 29, 29.5, 30, 30.5, 30.7, 61 (except for paragraph (12) of  
32 subdivision (a), and paragraph (15) of subdivision (b), of Rule 61),  
33 and 62 do not apply to bills affecting the boundaries of legislative,  
34 congressional, or State Board of Equalization districts.

35 (b) If the Senate (in the case of a Senate bill) or the Assembly  
36 (in the case of an Assembly bill) refuses to concur in amendments  
37 to a bill made by the other house, a committee on conference shall  
38 be appointed. The Speaker of the Assembly and the Senate  
39 Committee on Rules shall each appoint a committee on conference  
40 of three members, consisting of two members of the majority party

1 and one member not of the majority party. The Secretary of the  
2 Senate and the Chief Clerk of the Assembly shall immediately  
3 notify the other house of the action taken.

4 (c) When a bill affecting the boundaries of legislative,  
5 congressional, or State Board of Equalization districts has been  
6 referred to a committee on conference, the chairman or chairwoman  
7 of the committee on conference shall immediately request the  
8 Senate Committee on Elections and Reapportionment and the  
9 Assembly Committee on Elections, Reapportionment, and  
10 Constitutional Amendments to hold a public hearing on the bill.  
11 The committee on conference shall also hold a public hearing on  
12 the bill. The hearings of the policy committees and the committee  
13 on conference may be noticed and held concurrently.

14 (d) If either or both of the policy committees hold a public  
15 hearing on a bill pursuant to the request of the chairman or  
16 chairwoman of the committee on conference, the policy committees  
17 may consider amendments to the bill, and may make  
18 recommendations on amendments to the committee on conference.  
19 A policy committee recommendation for an amendment may be  
20 adopted only by a rollcall vote of the members of the policy  
21 committee.

22 (e) All proposed reports of a committee on conference, all  
23 proposed amendments to a proposed report of a committee on  
24 conference, and all proposed amendments presented to a policy  
25 committee shall be accompanied by appropriate maps. A committee  
26 vote may not be taken on any proposed report of a committee on  
27 conference, any proposed amendment to a proposed report of a  
28 committee on conference, or any proposed amendment presented  
29 to a policy committee unless the proposed report or proposed  
30 amendment, with accompanying maps, has been available to the  
31 public for at least 24 hours. Notwithstanding subdivision (h),  
32 district boundaries contained in any proposed report or any  
33 proposed amendment may not be required to be prepared or  
34 approved as to form by Legislative Counsel if the accompanying  
35 maps adequately reflect the district boundaries.

36 (f) All hearings of the policy committees and the committee on  
37 conference shall be open and readily accessible to the public, and  
38 shall be noticed in the Daily File for not less than two calendar  
39 days.



(g) The provisions of subdivision (e) prohibiting a committee vote on any proposed report of a committee on conference, any proposed amendment to a proposed report of a committee on conference, or any proposed amendment presented to a policy committee unless the amendment, accompanied by appropriate maps, has been available to the public for at least 24 hours do not apply in any of the following situations:

(1) The amendment proposed to a policy committee or the committee on conference does not change any district boundaries.

(2) The amendment proposed to a policy committee or the committee on conference is required to correct a technical error in the bill, and the proposed amendment would shift no more than 1 percent of the population of any district to any other district or districts.

(3) The amendment is a policy committee or committee on conference amendment that is proposed in response to amendments that have been proposed to the committee.

(h) Except as provided in subdivision (i), a vote may not be taken in either house on any bill or any report of the committee on conference on that bill unless the bill or the report has been in print in Legislative Counsel form and available to the public, accompanied by appropriate maps, for at least 24 hours.

(i) If either house refuses to adopt the report of the committee on conference, the bill may be returned to the committee on conference for further consideration. If the bill is returned to the committee on conference for an amendment described in paragraph (1) or (2) of subdivision (g), the notice requirements of subdivisions (e) and (h) do not apply.

(j) Notwithstanding any other rule, this rule may be suspended upon a majority vote of the membership of each house.

### Uniform Rules

63. A standing committee of either house may not adopt or apply any rule or procedure governing the voting upon bills that is not equally applicable to the bills of both houses.

Votes on Bills

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64. Every meeting of each house and standing committee or subcommittee thereof where a vote is to be taken on a bill, or amendments to a bill, shall be public.

Conflicting Rules

12 65. The provisions of Rule 50 and following of these rules prevail  
13 over any conflicting joint rule with a lesser number.

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